

Exhibit #3

U.S.

Right of Way Authority

Reading Company Chief of Police

In Private e Citizen Right

v.

Pennsylvania Court of Common Pleas at Montgomery County

Judge: William R. Carpenter

Prosecutor: Tomas E. Carluccio

Pennsylvania Common Pleas Court at Philadelphia

Pennsylvania Common Pleas Court at Lebanon

A Direct response to Quo Warranto Action pursuant to Rule 3307 of the Pennsylvania Rules of Appellate procedure, the Supreme Court Has original Jurisdiction over the Action

Represented:

① Pennsylvania, Attorney General Kathleen Kane Case No. # MD 1424 – 2014

And other Related Cases

② U. S. Right Of Way Authority Ibrahim Aly Case No.

CP-51-CR 0006077-2013
2856 EDA 2013

③ Rebecca Runkel Case No.

CP-38-JV 0000190-2000

4- patric Rocco REESE 2015-1173

U.S.

Right of Way Authority

Reading Company Chief of Police

In Equity

V.

Fraud and False Claim to Equity and Title of land to United States of America and to Private Corporation

1-Queen of England

2-Government of Canada

3-london Holding

4- American Premier Underwriters, Inc.

5- Reading International, Inc.

6- Hudson's Bay Company - North West Company – Columbia Department and other Associated

Other Corporation Name will be submitted to the Court in accordance to case jurisdiction, due to ongoing investigation.

Court of Common Pleas Mc-51-cr-0022954-2012,

U.S. Federal District Court of Appeal, United States Department of Transportation FI-2014-033 April 1, 2014

U.S Right of Way Authority represented United States Federal Government, Commission by United States of America U.S Congress Act S.4017

Railroad Charter Chief of Police, a Peace Officer, Represented Reading Company a Private Corporation, register in States of Pennsylvania and States of Delaware, owner of the United States Charter Land for the original 13 States and the Federal Purchas under the registry of Reading Company Land & Title of North America, a Contracting corporation by Pervasion of Secure and Enforcement of mortgagee Licensing Act of 2008 S.S.F.E. (12 United States Code, Section 5100. Et seq.) And Reading Company Audit Master for the Recovery of Debits Public and or Private.

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE: : MD 1424-2014
THE STATEWIDE :
INVESTIGATING GRAND JURIES : MONTGOMERY COUNTY COMMON PLEAS
: In Re: Powers and Responsibilities of
: Special Prosecutor Exercising
: Extraordinary Jurisdiction; on Allegations that
: Secret Grand Jury or Related Information was
: Unlawfully and/or Negligently
: Accessed/Released/Compromised

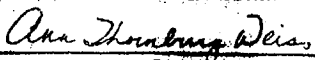
SEALING ORDER

AND NOW, this 29th day of May, 2014, it is hereby ORDERED, that the attached Order of May 29, 2014 be filed under seal with the Clerk of Courts of Montgomery County until further Order of this Court.

BY THE COURT:


WILLIAM R. CARPENTER, J.
Supervising Judge

True and correct Copy
Certified from the record
This 29 Day of MAY A.D. 2014


Clerk of Courts

CLERK OF COURTS
OFFICE
MONTGOMERY COUNTY
PENNS.
2014 MAY 29 AM 8:53

a direct Response to Quo Warranto Action

Pursuant to Rule 3307 of the Pennsylvania Rules of Appellate Procedure, the Supreme Court has original Jurisdiction over the Action:

A- Challenging the order Entered on May 29, 2014 by the Honorable William R. Carpenter, Supervising Judge of the Thirty-Fifth Statewide Investigating Grand Jury, extended His Investigation to Previous 29 Statewide Investigation Grand Jury which involved with the Mondesire matter six years ago, dated "2009."

B- Challenging the Right for Judge Carpenter Presiding as the Supervising Judge of the Thirty Fifth Statewide Investigating Grand Jury due to lack of Jurisdiction for Proceeding because his term had Expire on Date of June, 2014 See Id. See Id #

C- Challenging Judge Carpenter Order in Grand Jury Investigation Presentment # 60 for Violation to Supreme Court order Parameter's as Set forth by Supreme Court Justice in part 4, 5, 6, 7 See Id Parameter's

where Carpenter demand that the Supervising Judge must have inherent authority to investigate a grand jury leak, when there is a conflict of interest as there is here. "Clearly" Attorney General Kane could not investigate herself. Other wise judge Carpenter claim that there will be a potentially of serious violation to grand jury secrecy could go unaddressed.

Court Case File No. # MD 1424 - 2014
undersigned by Fraud based on False Allegation that Secret Grand Jury or Related Information was Unlawfully and or Negligently Accessed / Released / Compromised.

Court Inheritance by: Judge William R. Carpenter

the Supervising Judge Who :

Maintains the legal Judgment authority in Montgomery Common Pleas Court.

Maintains the Legal Judgment Authority as Supervising Judge

oversee the proceeding of the Thirty-fifth Investigation Grand Jury.

Empanel Grand Jury 35 Investigation Grand Jury

Empanel Three Judge from Montgomery County Judge ^①William J. Furber Jr., ^②Richard Haa ^③William T Nicholas

Appointing Magistrate Judge of Montgomery County: Cathleen Kelly Rebar

Appointing Special Prosecutor: Thomas E. Carluccio

Appointing District Attorney Risa Vetri Ferman

Appointing Police Detective: Paul M. Bradbury

Appointing Montgomery County Bureau of Police Detective to investigate the office of Attorney General

Issuing a Warrant of Arrest

issue protective Order pursuant to section 4954

Second Challenging the Appointing Thomas E. Carluccio, Esquire as Special Prosecutor

Challenging Judge Carpenter Order by the Court that the Special Prosecutor :

1. Shall use any currently empaneled Grand Jury to Investigate any suspected violation or secrecy .
2. Shall have immunity right for the Attorney General
3. shall have the right to employee staff
4. shall have independence and be free
5. shall be permitted to investigate the past and present member of the Office of Attorney General
6. shall be empowered, and have Authority to investigate and prosecute crimes
7. shall comply with relevant statutory and case law as well as applicable canon of ethics
8. shall be removed from the special prosecutor position by the Judge and or Pa. Supreme Court
9. Shall be appointed for a period not to exceed six month for date of May 29, 2014
10. shall be Compensated and paid by the Commonwealth of Pennsylvania
11. Shall provide the Judge with any periodic summaries of any progress
12. shall submit a report addressed to the Pennsylvania Supreme Court and to Supervising Judge

== History

On August 28, 2012, Acting Pennsylvania Attorney General Linda L. Kelly filed an application pursuant to the Investigating Grand Jury Act, 42 Pa. C.S. 4541, 4543, 4544, and 4547 et seq. because of organized or public corruption or both involving more than one country of the Commonwealth.

** "the ability of the grand jury to compel the attendance of witnesses and to compel their testimony and oath is needed and to take testimony and oath is also needed in order to preserve the testimony of these witnesses for later evidentiary use in the event the witnesses testify differently at trial "

** the power of the grand jury to compel the production of this documentary evidence is also required in order to conduct a full and adequate investigation

** Attorney General Kelly designate Montgomery County location because it is accessible to persons having business with the grand jury due to available transportation facilities Buses and Railroad

** Attorney General Kelly requesting an order convening an additional multicounty investigating grand jury having statewide jurisdiction the Supreme Court of State of Pennsylvania

The power of the grand jury to compel the production of this documentary evidence is also required in order to conduct a full and adequate investigation.

(see EXHIBIT --- LINDA KELLY)

Commonwealth of Pennsylvania, Investigating Grand Jury Act, 42 Pa. C. S. 4543 instated that:

convening County Investigating Grand Jury (b) underr whitin ten days of reciep of such application .

the Supreme Court Order No. 176 Misc. DOCKET 2012 MD 2644 - 201
on the Date of October 4 , 2012 Supreme Court Judge Castille Granted the Convened of the Thirty-Fifth Statewide Investigating Grand Jury

ORDER OF COURT

AND NOW, this 4th day of October, 2012, upon consideration of the application of Linda L. Kelly, Attorney General of the Commonwealth of Pennsylvania, and it appearing to the Court that the granting of the application is appropriate under the Investigating Grand Jury Act, 42 § 4541 et seq., it is hereby ORDERED as follows:

- 1- Judge Castille desgated Montgomery County , Court of Common Pleas, 38 Judicial District, as designated Location and Judge William R. Carpenter as Supervised Judge have jurisdiction over all counties in the Commonwealth of Pennsylvania
- 2- Judge Carpenter may temporarily designate another Judge who have been appointed by the Supreme Court as Supervising Judge to act as Acting Supervise Judge when he is absent or otherwise unavailable
- 3- Montgomery County is designated as the location for the Thirty- Fifth Statewide Investigating Grand Jury proceedings.
- 4- The Court Administrator of Pennsylvania is Directed to draw six counties plus Montgomery County for the Supply of Jurors for the Thirty- Fifth Statewide Investigating Grand Jury.

5- The Court Administrator of Pennsylvania is directed to obtain the names and addresses of persons residing in the aforesaid counties who are eligible to serve as grand Jurors Pursuant to Rule 241(a) 2

6- the total of such names of prospective Juror to be collected shall be 200, of which 50 shall be selected at random and summoned by the Court Administration to Montgomery and the Supervising Judge shall impanel the investigating grand jury from this panel of 50 prospective Jurors and For Additional Jurors the Supervising Judge Can summoned the remaining of the 150 prospective Jurors.

7- the Thirty-Fifth Investigating Grand Jury will remain in session for not more than 18 months

8- the Attorney General or Her designee in charge of the Thirty-Fifth Statewide Investigating Grand Jury , may apply to the Supervising Judge for an extension of the term of investigation Grand Jury for an additional period of up to six months finally the the investigating Grand Jury's term including any extension thereof shall not exceed 24 months from the date it was originally impaneled .

Chief Justice Castille's October 4, 2012 order outlined the parameters of Judge Carpenter's Jurisdiction and authority as is customary for an Order of a Chief Justice of the Pennsylvania Supreme Court designating a Judge of the commonwealth as the supervising Judge of an investigative grand Jury (See EXHIBIT 4 ,5 ,6 & 7 Parameter's.

In Regard Castille's as Order of outline Parameters of Judge Carpenter's :

A- Jurisdiction as set by the Order of the Supreme Court shall be over all counties in Commonwealth

B- Authority as set by the Order of the Supreme Court Judge Castille outlining Judge Carpenter Parameter's

Chief Justice Castille's October 4, 2012 order outlined the parameters of Judge Carpenter's Jurisdiction and authority as is customary for an Order of a Chief Justice of the Pennsylvania Supreme Court designating a Judge of the commonwealth as the supervising Judge of an investigative grand Jury (See EXHIBIT by the Supreme Court Order No. 176 Misc. DOCKET 2012 MD 2644 - 201 on the Date of October 4, 2012) It's all kosher. No one is out to get her," Castille said.

Supreme Court Chife Justice Judge Castille's Order of outline Parameters to Judge Carpenter's Jurisdiction and Authoriy, as coustomary for an Order og Cheif Justice of the Pennsylvania Supreme Court designated a Judge of the Commonwealth as the supervising judge of an investigative grand jury

Chief jushtic Castille's order October 4, 2012

a Parameters order requirment by the Supreme Court Chief Justice Ronald D. Castille as the Chief Author for State Wide Investegating grand jury Parameter's in accrdance to pennsylvania State Law " Supreme Law" , and Statue, United States Citizen Right Inforced by Voting Right and Civil Right Act in Particulars Write are Set by Pennylvania General Assambly, the Elective Authorities by Pennsylvania State Assembly is the Law maker and the only legislation Authorities t to legislated law Statue for Pennsylvania for protection to its Civil Society.

chief Justice Castille's Author of the Invesatigating Grand Jury Parameter's by outline the Authoirity of Supervising Grand Jury Invesatigating Judge setup the Time of Invesatigation from the Start to End in a System by define the scope of each and every seting each particulars activities for Supervising Judge in Grand Jury Invesatigating Must be followed . the Inforcement of the law is Regulated by a regulation to inforce the mandated writ of Pennsylvaina States Constitution and General Assembly law Statue as Regester furthermor the interpatation to Law Statue by Judge Caprpenter never Perminted Him to Challenging nor to Superseded the Authoirity of Supreme Court nor the Authority of General Assembly.

the supreme law of the land is the United Staes of America Federal Constitution, law inforcement by the U. S. Right of Way Authoirity Police Force, and by Reading Company Railroad, Charters Police to the land Federal, States, and County level with its Muncibility . Right of Way Authoirity is a privat citizen, who defend the 50 Stars Federal Flag, the Flage of the Union land, the law of the Union as mandated by the Supreme Law of the Union Land, including the State of Hawaii in which Englandl in violation to United States Federal Constitution Supreme law of the Land for unathorised Flage on United State Land and to end the Civil War Eara for the secound time in United States History by Ending England Family fulse Claim to United States Railroad Charters land In Whshington, the Federal Capital Land includeing the Right of Way on which the England Family Flag " kwon as District of Columbia Flag is Sized by U.S Right of Way Authority the Trustor of Federal Union Capital Washington , the Fifty Stars flag, North America, the Federal Union Land thereafter, the owner of Washington D.C. Union Station is Reading Company the Owner of Charter land of " Philly & Reading" " Revelation===== " Under a Federal Mandated Law of Land & Title since 2008, a Federal Invesating Law Inforcement Officer to inforced United States Congress Act, the Fedral Law of the United States of America Constitution to its Capital as Articailated and the Bill of Rights, Voting Right Act is protected and inforcement by Local, States, and Fedreal law " no one above the Law " and Finly the Matter of Eqiuty are inforcement against any violatioin in Equity to Reading Company Corporation, the Owner to the Originally 13 State and Private Railroad ChartersLand to North America is Sized To the owner of the Land will be set and met. (in other term " the oborator for a contract must set the termes and condition to all party agree, sign and be regester as Evidentiary by law. Furthermor the States of Virignia Violatioin to Suprme Court Clused, United States Prescedent Exactive Order and to United States Congress Act for Claim the 31 Sq. Miles of Union Federal Land (Alexandria part, Arlington Part , and Landwin County a Part in Which No Right to Claim Federal Capital Land) No Right ever Granted to Union Capital Land to be Part of State of Virginia nor to be a County in State of Virignia) all Land are Size to Federal Capital by U.S. Right of Way Authoirity Land & Title.

Judge Carpenter Letter May 29, 2014 send to Castille the Chief Justice of Pennsylvania Supreme Court as instated as to Enclosed Carpenter's Order to appointing a Special Prosecutor to investigate an allegation that secret Grand Jury information from a prior Grand Jury was released by someone in the Attorney General's Office and Carpenter's ask Supreme Court Judge Castille to Call him if he would like to discuss this matter further and also Ask Honorable Castille to advise Carpenter if he in error or have exceeded his authority as the Supervising Grand Jury Judge----- (see EXHIBIT No. =====

where Carpenter demand that the Supervising Judge must have inherent authority to investigate a grand jury leak, when there is a conflict of interest as there is here . "Clearly" Attorney General Kane

could not investigate herself. Other wise Carpenter claim that there will be a potentially of serious violation to grand jury secrecy could go unaddressed. the issue is within the frame to the administrative Conduct law and its Regulation as explain in Pennsylvania Supreme Court order No. 176 Misc Docket 2012 - 201 which instated that the 35 Statewide investegation Grand jury should end after 18 month from the time of impaneled, " the 35 Statewide investegating Grand Jury was impaneled on Junury, 2013 " See Id. 176 Misc Docket 2012 .

in Accordance to Supreme Court Order Judge Carpenter Last Day to act as disegnated Supervised Judge Should be June, 2014

Supreme Court Order stated that; "unless the the Attorney General or Her designee in Charge of the 35 Statewide investegation Grand Jury apply to the Supervised Judge for extension to the term of the 35 Statewide Investegaation Grand Jury, then the ending of His term for acting as desginated Supervised Judge must be June, 2014 that was the Suprme Court Order Paramiter Requirement in which Judge Carpenter Violated becuse their wasn't any Court doucment on file founded to proved that Judge Carpenter ever Granted a "permission and or aproval " by the Attorney General Kathleen Kane or Her desegnee to Act as Supervising Judge after June, 2014

Judge Carpenter Unlawfully Acting as Supervised Judge after the His term had been expiere on June, 2014 by Order of Supreme Court Mandated Parameter's, thereafter any Court Order issued by Judge Carpenter after his Job had been Terminated by Supreme Court Order should be void thereafter Judge Carpenter, the Supervising Judge doesn't havn't any Right to issue an Opnion and or to inforced Court Order after his Job has terminated on June, 2014.

see Id. No. 8 - Supreme Court Order No. 176 Misc. Docket 2012 MD 2644- 201

Supreme Court Order istated that Judge Carpenter is to Supervised 35 Statewide Grand Jury Investegation, However Judge carpenter Violation for interference to inforced His Opnion on the Supreme Court when he Order that the Removal of the Special Procecutor be done by the " Supreme Court Order " furthermor the Supreme Court Never demand of Hairring a Special Procecutor Nor Have any Right to make a cession to Judge Carpenter by Folw His wrong Order of Law Interpretations and inforcement of His Opnion on Supreme Court .

dated to 19 December 2014 in which Judge Carpenter been Terminated to Act as Desginated Supervised Judge after His Term Had been Expierd on June 2014 thereafter his Court Order Lack the due Pross of inforcement and Lack any new right to issue Order by Judge Carpenter, thereafter Montgomery County Common Pleas Court proceeding by Judge Carpenter Lack Mirrite to issue Court Order to his Special Procecutor Thomoas E. CarluThomoas E. Carlucciocio, who lack the Authorities to investegat becuse He had been Hair by Unlawfully Supervised Judge Carpenter, who Lack Authorities to issue and Inforce Court Order due to Violation of Pennsylvaina Supreme Court Order parameter's to His term should be Expired on June 2014.

See Id # 8

Supreme Court Order No. 176 Misc. Docket 2012 MD 2644- 201 Id.# 4,5,6

4. The Court Administrator of Pennsylvania is directed to draw six counties at randorn from the eastern district of Pennsylvania, pursuant to the provisions of Rule 241(a)(1) of the Pennsylvania Rules of Criminal Procedure, Pa. R. Crim. P. 241(a)(1), and that these

six counties, plus Montgomery County, shall together supply jurors for the Thirty-Fifth Statewide Investigating Grand Jury.

5. The Court Administrator of Pennsylvania is directed to obtain the names and addresses of persons residing in the aforesaid counties who are eligible by law to serve as grand jurors, pursuant to the provisions of Rule 241(a)(2) of the Pennsylvania Rules of Criminal Procedure, Pa. R. Crim. P. 241(a)(2).

6. The total of such names of prospective jurors to be collected shall be 200, of which 50 shall be selected at random and summoned by the Court Administrator of Pennsylvania to Montgomery County. The Supervising Judge shall impanel the investigating grand jury from this panel of 50 prospective jurors. If it becomes necessary, additional prospective jurors shall be summoned by the Supervising Judge from among the remaining 150 prospective jurors.

No judge ever Granted any Right to use the Court System to His or Her own idology without regarding to the Rule of Law as instated by Pennsylvania Supreme Court . furthermore Judge Carpenter never Comply with Pennsylvania basic General Law and his action violated to all applicable Canons of ethics for what He case by his unlawfully action to Moc State of Pennsylvaina Justice System See Id. 5, 6, See Id # 12 Montgomery County Common Pleas Court Order By Judge Carpenter on the 29 of May, 2014.

Judge Carpenter violated the Grand jury integrity becuse their wasn't any Grand Jury inpanaleing as setforth by Supreme Court Order that; All applications and motions relating to the work of the Thirty-FifthStatewide Investigating Grand Jury-including motions for disclosure of grand. jury transcripts and evidence.

4541 et seq., for the creation of an additional multicounty investigating grand jury having statewide jurisdiction, and in support-thereof avers as follows:

GRAND JURY ACT

4531- issance of court order for jurors, Court orders derecting the jury selction Commission to select an array of jurrors shall be issued in the form prescribed by General rules or rul of court.

Commonwelth of Pennsylvania, Investigating Grand Jury Act, 42 Pa. C. S. 4543 instated that:convening County Investingting Grand Jury: Judge shall impanel the investigating grand jury form this panel of 50 prospective Jurors and For Additional Jurors the Supervising Judge Can summoned the remaining othe 150 prospective Jurors. Court Record showed no call by the Court Administration for Jury to proceeding in Kane Case.

ORDER ACCEPTING PRESENTMENT NO # 60

Judge William R. Carpenter statment on Opnion in which stated that

A . the Court finds Presentment No. # 60

. of the Thirty - F ifth Statewide invesatigating Grand jury is within the authority of said Grand Jury
. is in accordance with the Pervisions of this Invesatigating Grand Jury Act , 42 Pa. C.S. # 4541 et seq.
.Probalble Cause and established a Prima Facie case against Attorney General Kathleen Kane
.this Presement is accebtbed by the Court

B. the County conducting the trail of charges pursuant to Presentment shall be Montgomery County .

C . the District Attorney of Montgomery County or here designee is authorised to as Recomanded in the Presement by instituting appropriate crminal proceeding in aforesaid county

. SO ORDERED this 19 day of December, 2014

the Thirty - F ifth Statewide invesatigating Grand jury is within the authority of said Grand Jury

their was no Grand Jury thereafter no Authoirity by the Grand Jury thierfor Judge Carpenter Lie Under Auth theiafter will be Charge with =====

Carpenter notice on December 18, 2014, for the Thirty-Fifth Statewide Investigating Grand Jury issued Presentment No. 60 in which their were reasonable grounds that Attorney General Kane was involved in violation of criminal law of our Commonwealth. write from page 3 of 27 Exhibit

Judge Carpenter not permitted to Act as Supervised Judge of 35 Statewide Invesatigation Grand Jury after his Job had been terminated on the date of June, 2014 thereafter Judge Carpenter , who have no Legal Authoirity to file a Court Case in Montgomery County for lacking a Jurisdiction and lacking to Act as Supervising Judge on Date of December 18, 2014 thereafter Judge Carpenter Order of accpting Presentment No. 60 is Moot and Void.

Judge Carpenter also violated Supreme Court Order Requirement to inplmenting a Grand Jury in which the Supreme Court Order mandatory to inpanaleing a Grand Jury by the TheCourt Administrator of Pennsylvania in which Judge Carpenter had accpted Prescedent No. # 60 and in violatioin to Invesatigating Grand Jury theiefore the District Attorney of Montgomery County Lack a Merit for Procecution Attorney General case in the Court of Common pleas Montgomery County Pennsylvaina

See Id. Parameter's issue by Supreme Court Order No. 171 M.D. MISC DKT. 2012

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE: : SUPREME COURT OF PENNSYLVANIA
: NO. 197 MM 2014
THE THIRTY-FIVE STATEWIDE :
: MONTGOMERY COUNTY COMMON PLEAS
INVESTIGATING GRAND JURY : M.D. 2644-2012
: :
: NOTICE NO. 123

CERTIFICATE OF SERVICE

I, William R. Carpenter, Supervising Judge of the 35th Statewide Investigating Grand Jury, certify that a true and correct copy of the attached Opinion was forwarded to the persons set forth below via First Class Mail on December 30, 2014.



WILLIAM R. CARPENTER,
Supervising Judge
Montgomery County Court of Common Pleas
P.O. Box 311
Norristown, PA 19404

no right for Judge Carpenter to issue any Court Order for Laking of Jurisdiction due to His Term terminated as Acting as a Supervising Judge on June, 2014 thereafter no Right Granted to issue a Certificate of service to Special Prosecutor to invesatigating of improper disclosure of information and documentation properly protected under grand jury SECRECY , a Documentation subject to Grand Jury secrecy prosecution improperly released to the public news media Information Under Seal

Judge Caprpenter agree with the Special Proscecutor request that certain materials be unsealed or at a minimum disclosed to the Pennsylvania Supreme Court prior th aruiment on March 11, 2015 the disclosure of the information and materials comes form the Office of Attorney General

Moreover and of coswquence, the Thirty- Fifth Invesatigating Grand Jury was Indeed empanel and supervised in accordance with the requirments of 42# 4544 (a), notably under Application for and Order Directing that a Multicounty Grand Jury be Convened by the then Attornerny Linda Kelly , by the Order of Spreme Court on the Date of 1o/4/2012 the Thrity- Fifth Invesatigating Grand Jury empanel and supervised in Accordance with the Requirement of 42 Grand Jury Act S.C. # 4544 notably under Application for an Order Dircting that a Multicounty Grand Jury be Convened by then the Attoreny General Linda Kelly. in which Judge Carpenter Violated

See Id. pennsylvania Supreme Court issue Order --- on date of 10/4/2012

Note that : the Grand Jury never inpanale as Mandated by Suprme Court Order

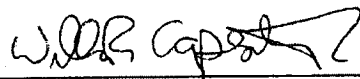
that there were reasonable grounds that Attorney General Kane was involved in violations of criminal law of our Commonwealth. See, Exhibit "B", Presentment No. #60, dated December 18, 2014; specifically, Perjury, 18 Pa.C.S.A. §4902, False Swearing, 18 Pa.C.S.A. §4903, Official Oppression, 18 Pa.C.S.A. §5301 and Obstruction Administration of Law or Other Governmental Function, 18 Pa.C.S.A. §5101. Subsequently, on December 19, 2014, I entered an Order Accepting Presentment No. #60. See, Exhibit "C", Order Accepting Presentment No. #60, dated December 19, 2014. Furthermore, I referred the entire matter to the District Attorney of Montgomery County for any prosecution. Therefore, this Quo Warranto Action has been rendered moot.

Finally, the Attorney General has requested to "unseal this filing" See, Attorney General Kane's Memorandum of Law in Support of *Quo Warranto* Action, December 17, 2014, p. 2, n. 1. If her filing is unsealed then, in fairness to the public, the members of the Grand Jury, and members of The Office of Attorney General, my Opinion and Exhibits should also be unsealed.

CONCLUSION

I respectfully submit that Attorney General Kane's *Quo Warranto* Action lacks merit and should be denied. In addition, it has been rendered moot.

BY THE COURT:


WILLIAM R. CARPENTER J.
SUPERVISING JUDGE OF THE THIRTY-
FIFTH STATEWIDE INVESTIGATING
GRAND JURY

IN THE COURT OF COMMON PLEAS MONTGOMERY COUNTY, PA

IN RE:

THE THIRTY-FIFTH STATEWIDE
INVESTIGATING GRAND JURY

SUPREME COURT OF PENNSYLVANIA
NO. 176 M.D.D MISC. KT 2012

MONTGOMERY COUNTY COMMON PLEAS
M.D. 2644-2012

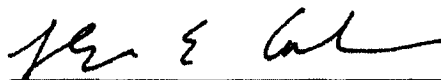
CERTIFICATE OF SERVICE

I, Thomas E. Carluccio, Esquire do hereby certify that a true and correct copy of the *Answer of Special Prosecutor to the Motion to File under Seal the Quo Warranto Action* has been filed of record with the Pennsylvania Supreme Court , and a copy of which has been directed on the 7th day of January, 2015 by first class U.S. Mail, postage prepaid, to all parties in interest, as follows:

Amil M. Minora, Esq.
700 Vine Street
Scranton, PA 18510

Gerald L. Shargel, Esq.
200 Park Avenue
New York, NY 10166

The Hon. William R. Carpenter
Court of Common Pleas of Montgomery
County
P.O. Box 311
Norristown, PA 19404-0311



Thomas E. Carluccio, Esquire
Attorney I.D. No. # 81858
Plymouth Greene Office Campus
1000 Germantown Pike, Suite D-3
Plymouth Meeting, PA 19464-2484
(484) 674-2899
Special Prosecutor of Investigating Grand Jury No. #35

no Right granted to Special Procecutor to invesatigate Attorney General Kane nor the Emplpyee at the Office of Attorney General

1- Judge Caprpenter Violatioin to Supreme Court Parameter's requirement for a proved Permiseion From Attorney General Or Her Deszegnee in which Judge Caprpenter countinued to act as Supersing Judge without permiseion, and He is in violatioin to Supreme Court order parameter's.

2- Judge Carpenter violation for net inpanaleing the Grand Jury as set force by the Court Administratonat by the Order of the Supreme Court

3- Judge Carpenter Commet Perjury by Issue Presmtmen # 60 insted of the Grand Jury

4- Judge Carpenter false Swearing 18 Pa. C.S.S. § 4903 in singnig a Court Statment Under Auth, Covering the Fact that their wasn't any Grand Jury Prescedent to issue Presmtment # 60 on Dec. 18, 2014

Memorandum in support of the answer by special prosecutor Thomas E. Carluccio Esq." affanta" to Quo warranto action of Attorney General Kathleen G. Kand Indiv.

* Thomas E. Carluccio violation in Fuslse Perscuting Attorney General Kathleen G. Kand as Indiv., the Allegation is related to Attorny General Kane working, Attorney General Granted full Authoirity to Proscecute and Granted Full Protection to ==, inforcement by the law of the Land Constitution, Federal and State theirafter her Individual as Private Citizen also protected in which she never violated the Law of the Land under the United States of America 50 Stars Flag, never allow the Binch Warrant Judg by Her Majsty the British Queen Order not Permitted on North America Land after July 4, 2015 thereafter U. S. Right of Way Authority Inforced July 4, 1776 the Artical of Independent . However no intrest in Judicial Economy Exept by full lenth leagl discussion to Preserve the Intrergrity of the Grand Jury System in which the Judge Carpenter in Violation of interpation to Pennsylvaina Law of Grand Jury in not Inpanaleing Grand Jury as set forth by Suprme Court Order. See Id =====

AFFIDAVITE by Thomas E. Carluccio AS SWORN TO AND SUBSCRIBED One N DATE OF 17, OCTOBER, 2014

AffiDAVITE by No.

(2) Memorandum prepered by William Davis Esq. Deputy Attorney General and assigned Procecutor to the 29 th Investigating Grand Jury in which the Memorandum was subswqently reviewed and delivered to unauthorized persons, including members of the Press

(3) Recorded and Transcribed Statment of Special Agent Michael Miletto Pertaining to his activities and knowledge of particulars associated with Subject Matter of the 29 th Invesatigating Grand Jury was subsequntly Reviwed and delivered to an unauthorized Person including member of the press.

(4) for purposes of this Affidavit i thomas E. Carluccio define the aforesaid Memorandum, and Recorded and Statment to be colleectively referanced herinafter as " Confidential Records " and are Subject to prohibitions on their singular and colleectively disclosure to third persons by operation of 42 Pa. C.S. # 4549(b)

(5) the Confidential records contain information which clearly identifies facts, witnesses and events which are part of the 29th investigating Grand Jury, all of which deemed part of the sealed record of such Grand Jury, and as such is secret and confidential, subject disclosure upon application to the appropriate overseeing court.

(6) any disclosure of Confidential Records or information thereto to an unauthorized person may represent criminal act(s) under 42 Pa C. S. # 4549 (b) and or 18 Pa. C.S. # 5101.

(9) the purpose in seeking the testimony of Attorney General Kane under the subpoena is to determine if Attorney General Kane maintains direct or inferential information on matters pertaining to the unauthorized disclosure of the existence and contents of the Confidential Information to unauthorized third person "press or General public"

(12) the Affiant hereby states that the service of subpoena upon Attorney General Kane for her testimony is warranted under the circumstances, represents a good luck for Judge Carpenter Arristing officer

on the Date of 17, October 2014 - Judge William R. Carpenter Lack a Jurisdiction to Act as Supervising Judge because His Term was Terminated on Date of June, 2014 thereafter AFFIDAVITE by Thomas E. Carluccio AS SWORN TO AND SUBSCRIBED On the DATE OF 17, OCTOBER, 2014 is Void and denied

the Commonwealth VS. Patrick R. Reese

Police Case Complaint / Incident No. # 2015 - 1173

D- Challenging Judge Carpenters Court Order after His term as Acting Superseded Judge was Terminated by Supreme Court Order :

to establishment of a multicounty investigating grand jury to investigate into :

- . Attorney General Kathleen Kane Individually
- . Attorney General Office legal counsel
- . the internal administration affairs of Office of the Attorney General
- . the Office of Attorney General, Computer Program System that use to store State Record Information.

Affidavite of Probable Cause : for issue warrant of Arrest ;

" Judge Carpenter Stated that : last year, the Thirty- Fifth Statewide Investigating Grand Jury,

Notice #: 123 Examined the improper release of secret grand Jury Information from a Prior 2009 State wide Investigating Grand Jury Investigation thereafter The Honorable William R. Carpenter, presiding

as the Supervising Judge of the Thirty-Fifth Statewide Invesatigating Grand Jury. appointed a Special Proscuutor, Thomas E, Carluccio, Esquire.

Challenging the order Entered on may 29, 2014 by the Honorable William R. Carpenter, Supervising Judge of the Thirty-Fifth Statewide Investigating Grand Jury, extended His Invesatigation to Previous 29 Statewide Invesatigation Grand Jury which involved with the Mondesire matter six years ago, dated to " 2009 ."

J- 17- 2015 In the Supreme Court of Pennsylvaina Middle District

By Saylor, C.J, Eakin , Baer, Todd, Stevens, JJ.

In Re: the Thirty - F ifth Statewide Invesatigating Grand Jury No. 197 MM 2014

Petition of " Attornerny General Kathleen G. Kane Argued : March 11, 2015

Opinion Announcing the Judgment of the Court, Mr. Chife Justice Saylor Decided: March 31, 2015

* accordance to the Special Perscutor [the implication for Countinued government corruption or serious breaches of grand jury secrecy]

* It is respectfully asserted that the conflicts of interest so clearly associated with the [Office of Attornerny General conducting an invesatigation of itself on Matters pertaining to violatioins of grand jury secrecy represent a position which is irrelevant]

Finally, We differ with Attorney General Kane's position that a distinction should be made between current, prescedent breaches and historical breaches of grand jury secrecy both are equally affornts to the dominant and ongoing requirement of confidentiality which supervising judges are charged with enforcing.

GRAND JURY INVESATIGATIN INFORMATION RECORD

A- **CURRENT** - PRESCEDENT INFORMATION RECORD

B- **HISTORICAL** INFORMATION RECORD

reference Supreme Court Copy: Copy attachment # 1101
*** prior Court cases Referanced from pierior Court Opnion should taken in Concederation that when the Law Perviosion Had been Expire theirfor the Judge should not relied on Expire Law Statue's referanced in Court procceding, Judge Opnion and Order will be inforced by law inforcement Officer which lead to Demenesh Citizen Right, Judge Opnion and Order needed to be infoced based on a law Staue as the Court Used the Quarter sestion Court and its Special Master no Longer Exist after North

America Declaration of Indendance from England (Britain)in july 4, 2015. See Id. Attachment Liberty Train.
the Due Proses of law by Judge Opnion, inforced into Order by the Court in Pennsylvaina must be Beased on Court Juridiction, where the Crime had taken Place in the State of Pennsylvaina, the Juridiction is inforcement by the Law Statue Authorised [O]nly by Pennsylvaina elective General Assembly, whom Granted Authoirity to Autor all inacting Law Statue, shall saved into State Regestary Systeme Perviosion by pervision , theifore the rferance to law Statue interpatation from other State than Pennsylvaina or the Referanced to law Opnion From a Court Judge in other State rauther than Pennsylvaina State law Statue is Violatioin to Pennsylvaina Constitution Law which Stated that the Pennsylvaina General Assembly is the only Author of Law in State of Pennsylvaina but not from other States Author ,theirafter, Supreme Court Opnion when it depended on other State Law Author than Pennsylvaina State is violatioin to :
Pennsylvaina State Constitution V Section 2
Pennsylvaina State General assembly Aritcle II
Pennsylvaina Attorney General Act Article IV section 4.1 & 205
Pennsylvaina Invesatigating Grand Jury Act P.L 1148 No 271
Pennsylvaina Criminal Information Record Act. section 208,&Chria
Pennsylvaina political Powers Artical 1 section 2

See Id attachment # 333

" the work of Special Prosecutor Culminated in a Grand Jury Presentement recomanding the filing of criminal charges afainst Attorney Genral Kane " See Id [J -17-2015] Supreme Court Opnion Decided March 31, 2015

1- Grand Jury never inpanaleing as Order from the Supreme Court under its Parameter's Must be done by the Court Administration.

2- Grand Jury Presentement is done by the Special Proscecutor rather than Grand Jury violatioin to Supreme Court Order parameter's Order in Which no Grand jury inpanaleing found in file in Court record.

3- see other violatioin

in a 4-1 desision, the ourt Opnion judges have full legal authority to appionted special prosecutors to invesatigate leaks from grand Jures Evern a Historical Information.

*See Id [J -17-2015] Supreme Court Opnion Decided March 31,2015

Supereme Court Desision in upholding Judge Carpenter Court Order to appinted a special prosecutors to invesatigate leaks from grand Jures Evern a Historical Information had Violatioin to Pennsylvaina State Constitution, in Contrary and ilRelevant to

Pennsylvania Law Statue as explaining :
Judge Carpenter Opinion and Supreme Court Opinion violation to
Pennsylvania Statue of the Criminal History Records Information
Act ("CHRIA") Unit to perform the duties legislated by the Act
and delegated to the Attorney General by Chapter 91 in which
Judge Carpenter Object to enforced and Supreme Court unlawfully
Uphold Judge Carpenter Opinion.

"protected information." The Regulatory Compliance and Intelligence Section of the Office of Attorney
General has specific authority through the Criminal History Records Information Act ("CHRIA") Unit to
perform the duties legislated by the Act and delegated to the Attorney General by Chapter 91
Administration of Criminal Justice BY the collection, storage, dissemination or
usage of criminal history record information INCLUDING:

Audit -The process of reviewing compliance with applicable Federal and State laws and regulations
related to the privacy and security of Criminal History Record Information - Information collected

Judge Carpenter Opinion and Supreme Court Opinion violation and unlawful exercise Authority in Court
Opinion without Concideration to Pennsylvania Statue :

1.4 What is Criminal History Record Information (18 Pa. C.S.A. §9102)

Criminal History Record Information is information collected by criminal justice agencies concerning
individuals at the initiation of a criminal proceeding and at the Final Disposition - Information indicating
that criminal proceedings have been concluded,

- including information disclosing that police have elected not to refer a matter for prosecution,
- that a prosecuting authority has elected not to commence criminal proceedings
- or that a grand jury has failed to indict and disclosing the nature of the termination of the
proceedings.

the Historic Investigating Grand Jury information of 2009 " Mondesire Case" Ali Matter " are
proceeding in accordance to Criminal History Information Record Act " CHRIA " under the Jurisdiction of
the attorney General Kathleen Kane and the Office of Attorney General Employee had inforcabilty to
inforced the Act and its perviosion as inacted by Pennsylvania General Assembly in which Judge
Carpenter and Supreme Court Opinion had invoked .

See Id. Presntment (35 Grand Jury) Page # 6 of 27

Deputy Attorney General Beemer, Who testified he reviewed the 2009 Memorandum and the
Information during the meeting, He determined that the conderns of Agent Miletto wre not wothy of
attention, He acknowledged that there was no ongion criminal investegation of Mondesire, as
warranted by the concideration reached by the 2009 Grand Jury, and there were issues with bringing
chareges against Mondesire due to the applicable statute of limitations. i will caled a " dead case " i mean,

it was a grand jury investigation that as i understood it for whad led to one arrest , the individual this Jerome Mondesire, had not been charged with anything.

PROTECTED INFORMATION

2.1 Protected Information (18 Pa. C.S.A. §9106)

Section 9106 of the Act pertains to protected information and automated systems.

While this information may be compiled in conjunction with the investigation and prosecution of individuals engaged in criminal activity, the method of collection and dissemination is distinct from the collection and dissemination of criminal history record information. Protected information, compiled in and out of automated systems, is the general description of specific categories of information, namely intelligence, investigative and treatment information.

* As a general rule, intelligence, investigative and treatment information should not be collected in the central repository because this type of information is considered protected. The prohibition does not preclude the collection in the central repository of names, words, numbers, phrases or other similar index keys to serve as indices to investigative reports.

Protected information is basid on the law perviosion No. 2.3 Dissemination of Protected Information (18 P.S. §9106) in whcih Judge Carpenter and His Spencial Proscecutor Thomas E. Carluccio never inplmenting and fraudly accusing the attorney General and Her Office as explaining :

2.3 Dissemination of Protected Information (18 P.S. §9106)

Dissemination of protected information is permitted when:

1. An authorized intelligence officer determines that the information is reliable
- .2. The requesting agency has policies and procedures reviewed or adopted by the Office of Attorney General in consultation with the Pennsylvania State Police. (See Attachment 1, Sample Policy and Procedures for Dissemination of Protected Information).
 - a. The agency must appoint an intelligence officer.
 - b. The agency must adopt technical and physical safeguards, including an audit trail for tracking the disseminated information.
 - c. The agency must label information to indicate level of sensitivity and confidence.
3. The information must be requested in connection with the agency's duties and based on an identifying characteristic. (See Chart 4, Dissemination of Protected Information).

If an intelligence officer is notified that previously disseminated intelligence information is misleading or unreliable, the information must be corrected and the recipient(s) must be notified of the change in either automated or manual systems.

3.2 Disposition and Criminal History Record Information

(18 Pa. C.S.A. §9113)

All criminal justice agencies must submit to the central repository reports of dispositions occurring within their agencies for criminal history record

information. This must be done within ninety (90) days of disposition as outlined in Section 9113 of the Act and as shown on Chart 7, Final Disposition.

4.1 General Regulations (18 Pa. C.S.A. §9121)

* The Act only obligates criminal justice agencies to disseminate criminal history record information contained in their own files, and this fact should be included in the Notice of Dissemination. (See Attachment 4, Sample Criminal History Record Information Notice of Dissemination).

All criminal justice agency repositories of criminal history record information must inform the public and post a notice in a public place of the existence, purpose, use, and accessibility of the criminal history record information they maintain. The notice shall also state the agency's identification

Judge Carpenter Opinion violated law Provision No. 4.1 General Regulations (18 Pa. C.S.A. §9121) and unlawfully accusation to Kane and the Office of Attorney General Employee as explaining above.

****4.2 Expungements (18 Pa. C.S.A. §9122)**

Expungement of criminal records is covered by Section 9122 of the Act (see Chart 9, Expungements). Most of the confusion arises as a result of the variety of interpretations given to the meaning of an expungement order and the execution of that order by the appropriate agency(ies).

Rule 9017 of Title 234 - Rules of Criminal Procedure - outlines those points to be covered in an expungement order

* Criminal history record information shall be expunged in a specific criminal proceeding when:

1. No disposition has been received or, upon request for criminal history record information,
 2. No disposition has been recorded in the repository within eighteen (18) months after date of arrest.
- The court of proper jurisdiction must certify to the Director of the repository that no disposition is available and no action is pending.

all the Proceedings are done by Attorney General Kane and Office of Attorney General in accordance to law Provision No. 4.2 Expungements (18 Pa. C.S.A. §9122)

in which Deputy Attorney General Beemer, Who testified to the Special Prosecutor Thomas Carluccio but Thomas Caruccio Lack understanding to interpretation of Law and he performs his own wrong conclusion, contrary to law perviosion and violatioin to Peace and dignty of Pennsylvaina General Assembly.

See Id. Presntment (35 Grand Jury) Page # 6 of 27

** 7.1 Right of Access and Review (18 Pa. C.S.A. §9151)

Any individual or his legal representative has the right to review, challenge, correct and appeal the accuracy and completeness of his criminal history record information.

Judge Carpenter violatioin to 7.1 Right of Access and Review (18 Pa. C.S.A. §9151) by not implmenting its perviosion as inacted.

** 7.4 Challenge to Accuracy (18 Pa. C.S.A. §9152)

The individual may challenge the accuracy of his or her criminal history record information by specifying which portion of the record is incorrect and what the correct version should be

7.5 Review of Challenge (18 P.S. §9152)

All criminal justice agencies have sixty (60) days to conduct a review of any challenge and shall have the burden of proving the accuracy of the record. If the challenge is valid, the appropriate officials must ensure that:

Judge Carpenter violatioin to law statue Perviosion 7.5 Review of Challenge (18 P.S. §9152) for not inpanaleing insted he unlawfully issue a court Order and fraudly accusation to Attorney Genral Kand and fulse Arrest Court Order to Her Chife of Police protection Patric Rocco Reese in which Judge Carpenter doesn't have any Right to Act as Superving Judge or issue a Court order after his job as Acting Superving judge had been Terminated by Order of Supreme Court Parameter's

7.6 Appeals (18 Pa. C.S.A. §9152)

(1) If the challenge is ruled invalid, an individual has the right to appeal the decision to the Attorney General within thirty (30) days of notification of

the decision by the criminal justice agency.

(2) The Attorney General has the authority to conduct administrative appeal hearings in accordance with the Administrative Agency Law.

(3) The decision of the Attorney General may be appealed to the Commonwealth Court by an aggrieved individual.

," implementing the addition of section 4.1 to Article IV of the Constitution of Pennsylvania; establishing the Office of Attorney General elected by the citizens and setting forth powers and duties of the Attorney General; creating an Office of General Counsel and providing for legal services for Commonwealth agencies

(3) It shall be the duty of the Attorney General to uphold and defend the constitutionality of all statutes so as to prevent their suspension or abrogation in the absence of a controlling decision by a court of competent jurisdiction.

Section 205. Criminal prosecutions.

(7) Indictments returned by an investigating grand jury obtained by the Attorney General. the Commonwealth. Section 206. Law enforcement and criminal investigations; investigating grand juries.

(b) Investigating grand juries.--The Attorney General shall convene and conduct investigating grand juries as provided in the act of November 22, 1978 (P.L.1148, No.271), known as the "Investigating Grand Jury Act."

CHAPTER 3

OFFICE OF GENERAL COUNSEL

Section 301. General Counsel.

There is hereby established the Office of General Counsel which shall be headed by a General Counsel appointed by the Governor who shall be the legal advisor to the Governor.

Section 303. Supersession and intervention.

(a) Representation of agency by General Counsel.--Whenever any action is brought by or against any executive branch agency, the Governor or other executive branch official, the Governor may request in writing, setting forth his reasons,

the Attorney General to authorize the General Counsel to supersede the

Attorney General and represent the agency, the Governor or other executive branch official.

The Attorney General shall at all times continue to represent the Commonwealth.

even if the Supreme Court is Suspended Attorney General Kane, The Attorney General shall at all times continue to represent the Commonwealth.

No Right Granted to General Assembly to In speech Attorney General other wis, the Attorney General be under the inperation of a Certen political Party in which the Magorty Can challenging the case law in sted of Law and Order in accordance to Pennsylvaina Constitution as Articailated , no Longer Grandted the Right to issue Sopina, to future Attorney General only thortght writen and only by Supreme Court file and permiseion, no Right Granted to Common Please Court to issue rite to inforced on the Highest Law Authoirity in Pennsylvaina and the Protector to Law due to Her Imunity By Law and Order .

-on December 19, 2014, this Court made an investigative referral to Montgomery County District Attorney Risa Vetri Ferman including Grand Jury's Recommendation that criminal charges be filed against Attorney General Kathleen G. Kane

Violation no Right for Judge Carpenter to issue any Court Order after His Acting as Grand Jury Superseded Judge had been terminated by Supreme Court on Date of June, 2014 thereafter any Court Order By Judge Carpenter is Invalid and Void.

Judge Carpenter issued Disclosure order permitting District Attorney Risa Vetri Ferman to use information Gathered in 35 Grand Jury Notice # 123

Judge Carpenter violation to Supreme Court Parameter's See Id # for invalidating the 35 Grand Jury, since there wasn't any Grand Jury invalidating then where notice # 123 Come From ! if there no Grand Jury then Judge Carpenter issue to Notice # 123 by Himself in Violation to Grand Jury Act 42== and to Supreme Court Order furthermore Judge Carpenter false, and Fraud invalidating to Grand Jury ===

thereafter no Right Granted to Judge Carpenter for issued Disclosure order permitting District Attorney Risa Vetri Ferman is Invalid and Denied

Pursuant to a sealed search warrant served upon the Office of Attorney General issued by Judge Carpenter in Violation to Supreme Court Order parameter's for his term to Act as Superseded Judge to 35 Investigation Grand Jury had been Terminated on June, 2014 thereafter no Right Granted to Judge Carpenter to issue Search Warrant upon the Office of Attorney General is False and Denied. violation by Judge Carpenter who Lack a Jurisdiction due to to His job termination on June, 2014 thereafter no Right to issue of Arrest warrant on Patrick R. Reese for lack of Jurisdiction after Carpenter Job had been Terminated on June, 2014

attachment (A)

On August 27, 2014 Judge William Carpenter issued a protective order under 18 Pa. C. S. # A4954.

is Denied based on Judge Carpenter Termination to Act as Supervising Judge after June, 2014 .

the Thirty - Fifth Statwide Investigating Grand Jury

Pursuant to 18 Pa. C.S. § 4549 (relating to protective orders)

order No. 3. no copy to Grand Jury Testimony shall be given to the Attorney General Office.

violation to Pennsylvania Criminal Information Record Act " CHRIA "

order no. 7 the Contents of this Order are sealed , and shall not be disclosed (either verbally or in writing) by the Office of the Attorney General

Violation Explaining in Details See Attachment #

SEALING ORDER

attachment Order of August 27, 2014 be filed under seal with the clerk of Court of Montgomery County

Violation No right to filed Order under seal or over seal due to Judge Carpenter Lack Authorities to Filed Court Order in Montgomery County Common Pleas Court as acting Supersing judge due to termination of his Job on June, 2014

until further Order of this Court by William R. Carpenter' Supervising Judge. no Right Granted to issue a Court Order after His Job as Acting Supervised job had been terminated on June, 2014

Judge Carpenter Letter May 29, 2014 send to Castille the Chief Justice of Pennsylvania Supreme Court, instated that Enclosed Judge Carpenter's Order to appointing a Special Prosecutor to investigate an allegation that secret Grand Jury information from a prior Grand Jury was released by someone in the Attorney General's Office and Carpenter's ask Supreme Court Judge Castille to Call him if he would like to discuss this matter further and also Ask Honorable Castille to advise Carpenter if he in error or have exceeded his authority as the Supervising Grand Jury Judge----- (see EXHIBIT Letter May 29, 2014)

VIOLATION

no Right permitted in Unauthorized open Chanel of Communication between Common Pleas Court Judge " Carpenter " and Supreme Court Judge in Procceding the Attorney General Case and also there is no meassage, phone, letter allow. Supreme Court Parameter's was toOpen Invesatigation Montor by Justice Judge against Law violatioin, in which Judge Carpenter violated the Law insted of Save Garded.

Judge Carpenter violated the Unified Court System in Seperation of Order between Judge's in each Court Level within Pennsylvaina Court System. Furthermor judge Carpnter violatioin to law of apeal for imporipier contact and Communication with Supreme Court Judge, in which the case and allegation finaly will be tray by the Supreme Court thereafter No Right Granted to Judge Carpenter to Take about a a Case law while still pending in Court.

the Letter Send to Judge Carpenter by E. Marc Costanzo Chef assistant District Attorney, Frand G. Fina Assistant District Attorney from the Office Of Philadelphia District Attornerny is unlawfully without the knowledge and Aprobal by the District Attornerny R. Seth William First, No Right of open Chanel of Governmenter Communication between Participante without the permiseion for Call Number and Referanced to file aproved by the Head Officer in Charge and Must be Recorded .

but Carpenter Opinion December 30, 2014 in the Supreme Court of Pennsylvania Middle District Stated that :

in re Dauphin County, 19A. 3d ar 504. A preliminary review by the common pleas court judge verified only the existence of the emails that were exchanged between the reporter and a member of the District Attorney's office during the time the grand jury was conducting the relevant investigation. it was based upon this review that the common pleas court Judge appointed a special prosecutor to investigate the allegations of grand Jury leak. Id (see EXHIBIT---- PAGE 3)

**IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA**

IN RE:

**SUPREME COURT OF PENNSYLVANIA
NO. 171 M.D.D MISC. KT 2012**

THE THIRTY-FIFTH STATEWIDE

**MONTGOMERY COUNTY COMMON PLEAS
M.D. 2644-2012**

INVESTIGATING GRAND JURY

NOTICE No # 123

TO THE HONORABLE WILLIAM R. CARPENTER, SUPERVISING JUDGE:

PRESENTMENT No. # 60

if no Grand jury ever inpanaleing as Mandated by Supreme Court Order, then the Issue is with Presentment No # 60 Who Addresed to Judge Caprpenter as been writen

" To the Honorable William R. Carpenter, superving Judge." Who Send the Presentment , and who Sing the Presentement theirafter !

Judge Carpenter need to Answer this Question to the Attorney General Kane and to the Supreme Court Justice too .

We, the Thirty-Fifth Statewide Investigating Grand Jury, duly charged to inquire into offenses against the criminal laws of the Commonwealth, have obtained knowledge of such matters from witnesses sworn by the Court and testifying before us. We find reasonable grounds to believe that various violations of the criminal laws have occurred. So finding with no fewer than twelve concurring, we do hereby make this Presentment to the Court.



Foreperson – The Thirty-Fifth Statewide
Investigating Grand Jury

DATED: The 18 day of December, 2014

WE, the Thirty-Fifth Statewide Investegating Grand Jury if ther is no Grand jury then;

" by whom was the word " We" refering to in the thirty- Fife Statewide Invesatigating Grand Jury if no Grand Jury was inpanaleing and Which witnesses sworn by the Court and Testifying berore the Grand jury ! if their is no Grand jury, the Court under Judge Carpenter is a Fulse Court of Record and Fruad Singing by Judge Carpnter Order becuse their was no Grand Jury ever inpanaleing as Supreme Court Directed in Parameter's for the Court Administration to Provid for the Jury thereafter Judge Carpenter is;

Commting Perjury, 18 Pa C.S.A. § ==

False Swearig 18 Pa C.S.A. § 4903

Secound Judge Carpenter Authority is for overseeing Invesatigating Grand in gathering infrmation under Jurydiction of Supreme Court Order in a mandaatory Order requesting that the Grand Jury be Chosen in a Certin Number under the Authorised of Court Administration, Directing to overseeing the inpanaleing of the Grand Jury as stated in Suprme Court Order Parameter's , in which Judge Carpenter Had violatioin by not permitted the Court Administration to Call and Provid for the Grand Jury .

In the Court of Common Pleas Montgomery County, Pennsylvania CP- 46 - MD - 0000926- 2012
for the Order undersigned Panel by Juge William R Carpenter, Judge Richard P. Haaz, and Judge Willam T. Nicholas from RE: the thirty - five Statewide Investegating Grand Jury on DATE of April 27, 2015

Judge Carpenter violatioin to Supreme Court parameter's which not perminted Judge Carpenter to have have any legale Authority to Inpanel Three Judges, Judge Carpenter violation to Supreme Court Order as mandated on (2) second requirment by Parameter Jurisdiction Granted for Judge Carpenter may temporarily designate another Judge who have been appointed by the Supreme Court as Supervising Judge to act as Acting Supervise Judge when he is absent or otherwise unavailable thereafter Judge caprpenter had Violatioin to Superme Court Order in inpanaleing All Montegomery County Public Government includeing the Three Judge's not Permitted and Denid.

in the Supreme Court of Pennsylvaina

Middle District

in Re: the Thitry- Fifth Statewide : No. 197 MM 2014

investegantion Grand Jury

Petition of : Attornery General

kathleen G. Kane

Opnion

Carpenter : March 4, 2015

i agree with the Special Proscecutor requesus t that certain materials be nsealed or at a mininum disclosed to the Pennsylvaina Superme Court prior to argument on March 11, 2015

Disclosure is nexessary in order to rebut certon arguments which are not founded on the true facts disclosure is nesssry out of the fundamental necessity for a fair argument.

by the Court :

William R. Carpenter

Supervising judge of the thierty - fifth statewide invesatigating Grand Jury

Judge Carpenter Violatioin to [I]ssue Court Order on March 4, 2015 after His Term is Terminated as Acting Supervsing Judge to Grand Jury on June, 2014 theirafter his Opnion is Void and Denid

also Judge Carpnter Can't inforced not to Disclosed or to disclosed or put limitation on disclosed information to Superme Court, Furthermor all Court disclosure are set by State of Pennsylvaina Criminal History Record Information Act Chapter 91 of the Crimes Code of Pennsylvaina and 18 pa. C.S. A. 1901 et. seq., 1980 Cite as: " Chira "

in the Supreme Court of Pennsylvania

Middle District

in Re: the Thirty- Fifth Statewide : No. 197 MM 2014

investigation Grand Jury

SEALING ORDER

AND NOW, this 4th day of March, 2015 it is Hereby ORDERED that the attached Opinion be filed under seal with the Supreme Court of Pennsylvania until further Order of this Court .

by the Court

William R. Carpenter

Supervising Jury

Violation no Right for judge carpenter Jurisdiction to issue a Court Order after His term to Act Supervising Had expired by Order of Supreme Court on June, 2014 thereafter His Order is Void and Denied.

IN THE COURT OF COMMON PLEAS MONTGOMERY COUNTY, PA

IN RE:	Supreme Court of Pennsylvania
	No. 197 M.D.DV MISC. KT. 2012 the
THE THIRTY-FIFTH STATEWIDE	Montgomery County Common pleas
INVESTIGATING GRAND JURY	M.D. 2644 - 2012

ANSWER OF SPECIAL PROMSECUTOR

TO THE MOTION TO FILE UNDER SEAL THE QUO WARRANTO ACTION

of Attorney General Kathleen G. Kane , INDV.

2- it is admitted that all proceedings associated with
the Thirty- Fifth Statewide Investigating Grand Jury together with pleadings presented to
both the court of Common pleas, Montgomery County, Pennsylvania
and this Honorable Court " the Superme Court "

Investigating Grand Jury are under Seal - it is denied that in the public interest all such pleadings should be under seal

Special prosecutor advocates that such pleading be made available to the public

Wherefor, the Special Prosecutor advocates that the Motion to File under Seal the Quo Warranto action

Violation to Supreme Court parameter's in Which no Grand Jury ever inpaneling by Court Administration thereafter the Motion by Judge Carpenter is Void and Denied. furthermore any Court order issue by Judge Carpenter after His term is end on Date of June, 2014 is Void and Denied .

** Thomas Carluccio, Special Prosecutor Instated in His Court Statement that:

The Thirty- Fifth Satewide Investigating Grand Jury thereafter proceeded in conducting Investigations pursuant to submission from the OAG.after the grand jury had been in session for more than one year.

Fulse and Fraud by the Special Proscutor, Attorney General Kathleen Kane Nor Her Desginated ever Grant a Submission to Procceding after the Term of 35 Grand Jury Invesatigation Had been expire. No Court Ducouments on File founded to Support Thomas Carluccio Claim. See Id. # =====

Charges against Thomas Carluccio, Special Prosecutor :

1- Perjury - 18 Pa.C.S. § 4902

"if in any official procceding he makes a false statement under oath believe not to be true "

2- False Swearing - 18 Pa.C.S.A § 4903

Thomas Carluccio committed the crime of lalse swearing when he makes a false statement under oath in writen and signture on a Court record file .

3- Obstructing the Administration of Law or other government Function - 51 Pa.C.S.A § 5101

A person commits a crime if they intetionally obstruct, impair or pervert the administration of Government.

** Thomas E. Carluccio, Esq. as Special Prosecutor to the Invesatigating Grand Jury No. 35 appointed by the Pennsylvaina Supreme Court. violatioin Suprmen Court never Appointed Thomats E. Carluccio as

Special Prosecutor, there is No Court file found to Support Claim by Thomas E. Carluccio, Esq. as Special Prosecutor.

Charges : Fraud and False Claim

EXHIBIT # 1-7-2015

Police Criminal Complaint incident number 2015- 1173 dated filed 08/06/2015 by Montgomery judge William R. Carpenter, Pennsylvania Common Pleas court 38-1 in Commonwealth of Pennsylvania V. Patrick Rocco Reese for violation of a Protective order issued on 27 day of August, 2014 in instructions for employees of the office of the Attorney General shall not have access to transcripts of proceeding before the grand jury or Supervising Judge , exhibits or other information pertaining to the special prosecutor

Judge Carpenter issued a Protective order under 18 Pa. C.S.A. § 4954 " Protective order"

on December 19, 2014, this court made an investigation referral to Montgomery County District Attorney Risa Veri the referral involved the Thirty – Fifth Statewide Investigation Grand Jury's Recommendation that criminal charges be filed against Attorney General Kathleen G.Kane/ for violation to Grand Jury's secrecy and other crime that occurred in Montgomery County.

The Date for Police Criminal Complaint file August 6, 2015

Examples of search query to gather information including private email address for Special Prosecutor Thomas Carluccio and also to his Hon. Carolyn Carluccio, Judge of the court of Common Plea Montgomery County, the wife of the Special Prosecutor Thomas Carluccio

also Reese attempted to gather information on then Pennsylvania Supreme Court Judge Chief Justice Ronald D. Castille, " Who Supervised all Statewide Investigating Grand Jury including the Thirty-five

Affidavits of Probable Cause

Attorney General ; the office of the Attorney General was acquiring transcript of grand jury witness testimony ; and witnesses had been confronted as they arrived to testify and subject to intimidating conduct.

Among the information obtained by the Thirty- Fifth Statewide Investigation Grand Jury is the audit of notice 123 were Audit result from the Symantec Enterprise system ("Evault") and how the District Attorney General Used the Computer program system, what is the system, who have access to use the system

and every one job description on the Attorney General Office and thereafter job function on the computer system

Commonwealth vs. Patrick R. Reese

Vetri Ferman to use information gathered in the Thirty- Fifth Staewide Investigation Grand Jury, Notice # 123 to investegae the matter

the search of which they deemed to be suspicious du to the email subject lines anludded in this list is the audit date on which viwed and the contents of the email

Based on the abobe, investegaeion blieve that Reese repeatedly Violated Judge Carpenter's order stated that emplyees of the Office of the Attorney General shall not habe access to transcripts of proceeding before the Grand Jury or the Supervising Judge , exhibits, or tother information pertaining to the Special Prosecutor's investegation (order, dated Aug. 27th, Attachment "A" ORDER" Ali Investigation"

Attornerny General Kane had secretly shoutdown Undercover sting Ivestegation
the Special Prosecutor has issued several subpoenas to Kand Ind- and to Her Office for expolre how secret records become public
the Panel conclude that Kane violated Grand - Jury Secrecy Rules by leaking Invesatigative Material Furthermor the StatesGrand Jury Chares Perjury and Contempt of Court order for a Person who violated Grand Jury Cecrecy Rules

Pursuant to Pennsylvaina Constitution;
- declaratory judgment to defend the Constitutionality of Pennsylvaina Admistrative Law as law body that govern all government dministration agencies and activities in action that includ Rule's making, adjuction or the inforcement of a Specific Regulatory aginda for the Three Branch's in the Government.

Legislative	Pennsylvaina General Assembly who Autor the writ of law in accordance to State Constitution
Excutive	Carries out the inforcement of law Statue by inforcabilty of its Regulation
Judicial	Iterpetts Pa. Legislative Statue and Mandaatory applies its Pervisions to individual case based on fact of Rules of law as inacted.

**in accordance to brief he filed in February, Montgomery County Judge Carpenter, Argued his appontment of carluccio was completely appropriates and necssary when there is a conflict of interest with the Attornerny General Office or the Attornerny General Herself

** Supreme Court Chief Justice Writen that Carpenter Acted with in his Authoirity. " there's a lot of Authoirity for Judge William Carpenter to do what he did "

Supreme Court Chief Justice Honarbal Judge Tom Saylor told the Pennsylvania press club luncheon earlier dated to Sept. 28- 2014 " Communication between State Prosecutors and Judges that appear too Cozy can be traubling and could damage the public's pereception of Justice System "

Perjary " Knoledgde to false Material declared in statment under outh in Proceeding berore the Court. in Which Judge Carpenter Declared in his Acting as Supervising Judge by Fourth after His Term had Expire in violatioin to Suprme Court Order.

*** in fact, Saylor wrote Crpnter acted with his authoirity prerogative in apponting the Special procecutor.

" in an interfew, Ronal Castille, the Former Chife Justice who Said: If you can't win on the facts and the law, We may run on the Republican ticket, but nobody is out to get her " form Poltic and politico and case information related to Meadia Story and law Order. in beliving in Media, what Media point of View and Media Reportor under which the news Reader's learn from a Bad Resorses without the Knoledgge of Topping and or how fare the writer meant to deluded his redear, however **It's all kosher. No one is out to get her,**" Castille said. but the Inquirer in an Aug. 31 Story write that ;

Judge Castille who approved the frequest by Common Pleas Court Judge William Carpenter for a Special prosucutor to look into the issue. in wining on the facts and the law, Supreme Court Chife Justice never approved or rite any Court Order to approved the Special Prosucutor theirafter the Midea and the Story is a Lie and no one is libile to its lie in Media. See attachment No. # 555

Presintment (35 grand jury) page # 9 of 27
on 3/24/14, the documentes requested sought information pertaining to the Mondesire Invesatigation, and there are legle and ethical prohibitions to releasing invesatigative documentes of the Office the Criminal devision, and speciliealy referanced the imporoierly of sisclosing documnts developed in the Mondesire invesatigation.

**former First Assistant King where he viced his concerns that Mondesire information could not be disclosed out side the office due to grand jury secrecy limitation.

** in his testemony Chef Deputy Attornerny General in charge of Appeal and Legal Services James Baker immediatley concluded that the ducouments that wre leaked to the press wre grand jury information subjects to secrecy protection

Chef Deputy A.G Baker conclusion whin he testified " i concluded based upon my reading that grand Jury information had been disclsd .

Presentment (35 grand jury) page # 14 of 27

She never made an attempt to determine how a leak of Grand Jury information occurred on the Office of the Attorney General , a Government Authority she has sworn to operate under the law

Pennsylvania State Supreme Court Order to suspended the law license of Pennsylvania elected official : Attorney General Kathleen Kane is consider as enforcement to removing elected official

"Fact and Law 2016 " even under the Supreme Court Order , the Attorney General shall at all times continue to represent the Commonwealth until the end of Case See Id. Chapter 3 Office of General Section 303 Supersession and intervention.

- a potential breach of grand jury secrecy protected by the law the Special Prosecutor to oversee an investigation of any offense related to and illegal disclosure of information protected by the law.

On December 18, 2014 the Thirty- Fifth Investigating Grand Jury issued Presentment # 60 finding reasonable grounds to believe that Attorney General Kane was involved in violation of criminal law of our Commonwealth.

On December 19, 2014, Judge Carpenter entered an order accepting Presentment # 60 Finding that the determination of the Thirty - Fifth Statwide Investigating Grand Jury is supported by Probable Cause and establishes a prima facie case against Attorney General Kathleen Kane

** On December 30, 2014 Judge Carpenter issued an opinion responding to Attorney General Kane Quo Warranto Action and explaining that His Honor's authority to appoint a special prosecutor derived from this Court's interpretation and application of pertinent statutes. IN WHICH JUDGE CARPENTER VIOLATED EACH AND ALL COURT ORDER AS EXPLAINING.

** JUDGE CARPENTER SAID: DISCUSSION FOR THE APPOINTMENT of Special Prosecutor was proper, My authority for the appointment of a special prosecutor is based upon the case of In re Dauphin County Fourth investigating Grand Jury 610 Pa. 296, 19A, 3d 491 (2014)

violation the Dauphin County case was during the time the Grand Jury was Confronting the Relevant investigation indicted that the alleged investigation is leaks and the Judge granted to Persecuted the , but not after the Investigation Grand Jury is ended ,the case is close and was save to file system then the

order given for published to inform the Public in accordance to Pennsylvania State law of Criminal Information Record Act " CHRIA "

Bruce Ledgwitz Duquesne University Law Professor and Constitutional Law expert Who Said

" there is no right to lie , even if the government body is improperly constituted "

the Answer to Your Question How the prosecutor be inhibited in Kane Case is based on Perjury by Judge Carpenter, who Lack of understanding the basic structure of the court system and Law proceeding ,

you can not accuse the attorney General and or prejudice her if you lack the proper information.

U.S Right of Way Authority not Agree with Mr. Bruce Ledgwitz because in United States Court to prove what Bruce Said : Must Have prove, Evidence and Witnesses plus understanding the basic Law.

2/2/ 2016

Chris Borick a Muhlenberg College Political science Professor Said that " discretion also means Ferman will be under tremendous pressure from the media and Republican leadership" "Political calculus seems to favor Ferman's pursuit of charges" " I don't think she wants to be , as a Republican, left with claim that she was soft of Kane"

my Message to Mr. Chris Borick , first there is a Deference between Politics and the Right of Choice is Granted by the United State Constitution since the Declaration of Independent from Britain July, 4 1776 all Seeing eye, all seeing law, all Seeing Justice 2016 in Number from the Start to the End 01 Computer !

PREAMBLE;

" In God We Trust "

WE, the people of the Commonwealth of Pennsylvania, grateful to Almighty God for the blessing of civil and religious Liberty, and humbly invoking His guidance, do ordain and established this Constitution.

Voting Right Act signed into law by United States; President Lyndon Johnson (1908- 73) on August 6, 1965 aimed to overcome legal barriers at the state and local level that prevented African American from exercising their right to vote under the 14 & 15 Amendment(1870) to the United States Constitution and Voting Right act Granted in 1964 to United States Citizen Martin Luther King is enforced by Federal Law Authority.

what Mr. Borick Said in Politico doesn't have any weight and or Gravity in Law Order and or Law enforcement, the Right of Choice of a political party is Granted by election, after that no Right to political Party in Court House, thereafter I Recommended to have a lawyer who understanding the Law .

Lanny Davis Kane's Attorney said in Regard to ;

" the constitutional argument that a member of the judiciary cannot appointed a prosecutor"

we agree with Davis defense that Judge Carpenter declared an accused guilty not only before trial but before indictment and He unlawfully exercise of Authority and His Opinion Contrary to Supreme Court Order which He violated and never Obey .

XX

carpenter charges,

§4911. Tampering with Public Records or Information.

a) Offense defined. -A person commits an offense if he:

(1) knowingly makes a false entry in, or false alteration of, any record, document or thing belonging to, or received or kept by, the government for

information or record, or required by law to be kept by others for information of the government;

§5101. Obstructing Administration of Law or Other Governmental Functions.

A person commits a misdemeanor of the second degree if he intentionally obstructs, impairs or perverts the administration of law or other governmental

function by force, violence, physical interference or obstacle, breach of official duty, or any other unlawful act,

** Presentment is a Declaration of document issued by Grand Jury on its own initiative making accusation.

the Criminal Insanity is Related to Mental Condition in Which renders for a person unable to determine Right from Wrong.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF MONTGOMERY

BEFORE ME, the undersigned, personally appeared Thomas E. Carluccio, Esq. ("Affiant"),

who upon first being duly sworn by me, deposed upon her/his oath and stated as follows:

1. I, Thomas E. Carluccio, Esquire, am the Special Prosecutor to the 35th Statewide Grand Jury

("35th Investigating Grand Jury"), and the Affiant hereunder.

2. Memorandum prepared by William Davis, Esq. Deputy Attorney General and assigned

Prosecutor to the 29th Investigating Grand Jury- I hereby state that the 35th Investigating

Grand Jury received testimony from one or more witnesses that a Memorandum prepared by

Judge Carpenter
Assigned
for 35th Inv
only.

need a permission for 29
General ~~29~~ Supreme Court approval only

William Davis, Esq. Deputy Attorney General and assigned Prosecutor to the 29th Investigating Grand Jury was made available within an office environment to staff and/or others, where the Memorandum was subsequently reviewed and delivered to unauthorized persons, including members of the press

3. Recorded and Transcribed Statement of Special Agent Michael Miletto - Moreover, I hereby state that 351h Investigating Grand Jury received testimony from one or more witnesses that a recorded and transcribed statement of Special Agent Michael Miletto pertaining to his activities and knowledge of particulars associated with the subject matter of the 29th Investigating Grand Jury was procured by one or more persons who did not participate in the said the 29th Investigating Grand Jury, and was subsequently reviewed and delivered to unauthorized persons, including members of the press.

4. For purposes of this Affidavit, I define the aforesaid Memorandum, and Recorded and Statement to be collectively referenced hereinafter as "Confidential Records" and are subject to prohibitions on their singular and collective disclosure to third persons by operation of 42 Pa.C.S. §4549(b).

5. The Confidential Records contain information which clearly identifies facts, witnesses and events which are part of the 29th Investigating Grand Jury, all of which is deemed part of the sealed

- record of such Grand Jury, and as such is secret and confidential, subject to disclosure upon application to the appropriate overseeing court.

6. Any disclosure of the Confidential. Recordv or information thereto to unauthorized persons may represent criminal act(s) under 42 Pa.C.S. §4549(b). and/or 18 Pa.C.S. -§5101.

- 7 . It was disclosed to the 35th Investi atin

8. Further,

9. The purpose in seeking the testimony of Attorney General Kane under the subject subpoena, is to determine if Attorney Kane maintains direct or inferential information on matters pertaining to the unauthorized disclosure of the existence and contents of the Confidential Information

including without limitation: (a) what persons were present at the subject staff meetings and/or conferences; (b) whether she or others were aware of the presence of the Confidential Information at such staff meetings and/or conferences; (c) whether she or others were aware that the Confidential Information was at all times deemed private and confidential due its inclusion into the evidence of the 291h Investigating Grand Jury; (d) to explore whether Attorney General Kane maintains information to assist the Grand Jury in determining if the Confidential Information was reviewed, copied, possessed, discussed and/or distributed among one or more unauthorized third persons; and (e) the identity of those person(s) who impermissibly disclosed the Confidential Information to members of the press or the general public.

10. Upon reasonable information and belief, the Affiant hereby asserts that Attorney General Kane be compelled to testify and subject herself through the issued subpoena to a reasonable line of questioning on those issues as aforementioned, together with questions on concerns that may arise in the development of her testimony and such testimony is proper and warranted under the circumstances.

11. The Affiant hereby certifies that the testimony of Attorn7 General Kane is either: directly relevant and material to the investigation undertaken by 35" Investigating Grand Jury; or upon information and reasonable belief will lead to relevant and material information relating to the unauthorized disclosure of the Confidential Information.

12. The Affiant hereby states that the service of a subpoena upon Attorney General Kane for her testimony is warranted under the circumstances, represents a good-faith basis for compelling such testimony, and that Affiant seeks such testimony for no other inappropriate basis.

13. Affiant herein verifies that the statements in this Affidavit are both truthful and correct to the best of his knowledge, information and belief. Further, Affiant acknowledges that the statements made herein may be subject to the,penalties of 18 Pa. C.S.A. 4904 relating to the falsification to authorities.

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 1 DAY

OF OCT,2014

Thomas E. Carluccio, Esquire - Affiant

Special Prosecutor for the 35 Statewide Grand Jury

The Hon. William R. Carpenter

Police Criminal Complaint incident number 2015- 1173 dated filed 08/06/2015 by Montgomery judge William R. Carpenter, Pennsylvania Common Pleas court 38-1 in Commonwealth of Pennsylvania V. Patrick Rocco Reese for violation Protective order issued on 27 day of August, 2014 in instructions for employees of the office of the Attorney General shall not have access to transcripts of proceeding before the grand jury or Supervising Judge , exhibits or other information pertaining to the special prosecutor

Judge Carpenter issued a Protective order under 18 Pa. C.S.A. § 4954 " Protective order"

on December 19, 2014, this court made an investigation referral to Montgomery County District Attorney Risa Veri the referral involved the Thirty – Fifth Statewide Investigation Grand Jury's Recommendation that criminal charges be filed against Attorney General Kathleen G.Kane/ for violation to Grand Jury's secrecy and other crime that occurred in Montgomery County.

The Date for Police Criminal Complaint file August 6, 2015

Examples of search query to gather information including private email address for Special Prosecutor Thomas Carluccio and also to his Hon. Carolyn Carluccio, Judge of the court of Common Plea Montgomery County, the wife of the Special Prosecutor Thomas Carluccio

also Reese attempted to gather information on then Pennsylvania Supreme Court Judge Chief Justice Ronald D. Castille, " Who Supervised all Statewide Investigating Grand Jury including the Thirty-five

Affidavits of Probable Cause

Attorney General ; the office of the Attorney General was acquiring transcript of grand jury witness testimony ; and witnesses had been confronted as they arrived to testify and subject to intimidating conduct. Among the information obtained by the Thirty- Fifth Statewide Investigation Grand Jury is the audit of notice 123 were Audit result from the Symantec Enterprise system ("Evault") and how the due Attorney General Used the Computer program system, what is the system, who have access to use the system and every one job description on the Attorney General Office and thereafter job function on the computer system

Commonwealth vs. Patrick R. Reese

Based on the above, investigation believe that Reese repeatedly Violated Judge Carpenter's order stated that employees of the Office of the Attorney General shall not have access to transcripts of proceeding before the Grand Jury or the Supervising Judge , exhibits, or tother information pertaining to the Special Prosecutor's investigation (order, dated Aug. 27th, Attachment "A" ORDER

Article V

THE JUDICIARY

Unified Judicial System Section 1.

The judicial power of the Commonwealth shall be vested in a unified judicial system

Supreme Court Section 2.

The Supreme Court

(a) shall be the highest court of the Commonwealth and in this court shall be reposed the supreme judicial power of the Commonwealth;

Right of Appeal Section 9.

Prohibited Activities Section 17.

(b) Justices and judges shall not engage in any activity prohibited by law and shall not violate any canon of legal or judicial ethics prescribed by the Supreme Court. Justices of the peace shall be governed by rules or canons which shall be prescribed by the Supreme Court.

(d) * nor "Judges" shall any of them exercise any power of appointment except as provided in this Constitution.

FILED
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Supreme Court
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IN THE SUPREME COURT OF PENNSYLVANIA

DOCKET NO. #197 MM 2014

IN RE: THE 35TH STATEWIDE INVESTIGATING GRAND JURY

PETITION OF ATTORNEY GENERAL KATHLEEN G. KANE

BRIEF OF SPECIAL PROSECUTOR

In Opposition to the Quo Warranto Action
of Attorney General Kathleen G. Kane

is Right to
pointed with out approval first

A Direct Appeal from the Order Entered on May 29, 2014 by the Honorable William R. Carpenter, Supervising Judge of the Thirty-Fifth Statewide Investigating Grand Jury, Appointing Thomas E. Carluccio, Esquire as Special Prosecutor

Judge don't have any write to write a appeal of the
there is no Title by the Name of Supervising Judge

ever granted to
the Judge Carpenter
from the unified
court system
Judge Carpenter

Thomas E. Carluccio, Esquire
Attorney I.D. No. # 81858
Plymouth Greene Office Campus
1000 Germantown Pike, Suite D-3
Plymouth Meeting, PA 19464-2484
(484) 674-2899
Special Prosecutor of Investigating
Grand Jury No. #35

Dated: February 18, 2015

Judge Carpenter can't Assume any Title

→ Unless it is Authorized by Law
Violation
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Received in Supreme Court

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IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE:

THE STATEWIDE

INVESTIGATING GRAND JURIES

MD 1424-2014

MONTGOMERY COUNTY COMMON PLEAS

In Re: Powers and Responsibilities of
Special Prosecutor Exercising
Extraordinary Jurisdiction; on Allegations that
Secret Grand Jury or Related Information was
Unlawfully and/or Negligently
Accessed/Released/Compromised

SEALING ORDER

AND NOW, this 29th day of May, 2014, it is hereby ORDERED, that the attached
Order of May 29, 2014 be filed under seal with the Clerk of Courts of Montgomery
County until further Order of this Court.

BY THE COURT:

W. R. Carpenter
WILLIAM R. CARPENTER,
Supervising Judge

J.

True and correct Copy
Certified from the record

This 29 Day of MAY A.D. 2014

Ann Thurnburg Weiss
Clerk of Courts

CLERK OF COURTS
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MONTGOMERY COUNTY
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reports, and all other proper activities of the Thirty-Fifth Statewide Investigating Grand Jury, Judge William R. Carpenter, as supervising Judge, shall have jurisdiction over all counties throughout the Commonwealth of Pennsylvania. (See Exhibit E at ¶ 2.)

The Thirty-Fifth Statewide Investigating Grand Jury was impaneled in January 2013. The Thirty-Fifth Statewide Investigating Grand Jury thereafter

proceeded in conducting investigations pursuant to submissions from the OAG.

After the Grand Jury had been in session for more than one year, Judge Carpenter

became aware of circumstances indicating that secret information related to a

previous statewide investigating grand jury had been leaked. Supervising Judge

Carpenter was informed, by a correspondence from former Office of the Attorney

General (OAG) prosecutors, of a potential breach of grand jury secrecy. (See letter

dated May 8, 2014 from former prosecutors of the OAG to the Supervising Judge,

Exhibit F.) In response, Judge Carpenter conducted an in camera hearing on May

12, 2014. At such time, no events known by the Supervising Judge, nor other

information before the Supervising Judge warranted more than what would be

recognized as a straightforward investigation for contempt of court as recognized

under The Investigating Grand Jury Act of 1978, 42 Pa.C.S. §4541, et seq.

In view of information obtained in the in camera hearing, Judge Carpenter was unable to determine the counties from which the source or sources operated in

the unlawful disclosure of grand jury materials afforded secrecy protection. As

such, assignment for investigation of the breach to a given county district attorney

is not possible.

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was untenable under the circumstances.¹

there was no
 What was clear from such Hearing was that the breach of grand jury secrecy
 included publication of certain documentation relating to grand jury proceedings,
 and that such documentation was believed to be in the exclusive control of the
 OAG. Clearly, there was no reasonable option available to Judge Carpenter to
 seek assistance of the Attorney General in undertaking an investigation into the
 breach. The conflict of interest in having the OAG undertake an investigation into
 its own internal affairs, and members of its staff was patently obvious.

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 Accordingly, it is clear that in good-faith, Judge Carpenter embarked upon
 appointing a Special Prosecutor for the limited purpose of investigating offenses
 related to an alleged disclosure of information protected by law arising from
 violations of Grand Jury secrecy. In furtherance of such charge, the Special
 Prosecutor was afforded the necessary, but limited, authority to subpoena
 witnesses. (See Exhibit A.) The appointment was made within refined and well-
 focused parameters, and the appointed Special Prosecutor was not authorized by
 the Order to pursue investigation of other matters, in an indiscriminate manner, or
 for an indeterminate time period. Attorney General Kane in her Supplemental
 Brief suggests to the contrary, and thereby provides the unwarranted

¹ The Supervising Judge would also have to consider with the appointment of a District Attorney issues beyond simple jurisdiction, including, but not limited to, maintaining oversight, secrecy, and conflicts of interest.

This subra's
 Attach page 7

Judge Carpenter Dream to
 insted of the order Actor from the new Attorney General
 he granted himself As a new Rule

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 there is no in camera as there is no hearing
 mischaracterization that the appointed Special Prosecutor was authorized to conduct himself in an unconstrained fashion. Another Authority to spe parted his job to

As a result, following "an in camera proceeding which established that there was a leak of secret Grand Jury information," on May 29, 2014, Judge Carpenter

"found that there was 'reasonable grounds to believe that a further more substantive investigation' into allegations that statewide Grand Jury secrecy may

have been compromised was warranted, and on that date [Supervising Judge

Carpenter] appointed Thomas E. Carluccio, Esquire as Special Prosecutor." (See

Judge Carpenter's Opinion dated December 30, 2014, Exhibit B.)

Judge Carpenter explained in his Order appointing Carluccio as Special Prosecutor that he did so pursuant to the Grand Jury Act of 1978, 42 Pa.C.S. §

4541 et seq. and the corresponding Pennsylvania Rules of Criminal Procedure, as

well as multiple precedents from this Honorable Court related to supervising

judges' appointments of special prosecutors to oversee investigations of leaks of

secret grand jury information. (See Supervising Judge Carpenter's May 29, 2014

Order appointing Carluccio as Special Prosecutor, Exhibit A.) The Order

specified that Carluccio was appointed Special Prosecutor for the limited purpose

of overseeing the Grand Jury's investigation into a leak of secret grand jury

information. (See Exhibit A.) A copy of the May 29, 2014 Order was served on

the Attorney General. *Id.* Throughout Carluccio's service as special prosecutor, the

she have the Right

[→

Kane, reports in news media quoting sources within her inner circle familiar with the matter, and later confirmed by Attorney General Kane herself. Indeed, on page 7 of her Supplemental Brief, Attorney General Kane asserts that she answered truthfully all questions of the Special Prosecutor, and admitted she allegedly authorized the release of a 2014 Memorandum, because she believed it did not contain confidential grand jury information.]

The subject 2014 Memorandum effectively represented an interview transcript of a special agent within the OAG who is questioned at Attorney General Kane's direction about a 2009 grand jury investigation undertaken by prior staff attorneys within the OAG. This transcript, alone, includes grand jury information.

In addition, there was a 2009 Memorandum detailing grand jury testimony and evidence that was publicly disclosed along with the 2014 transcript. Attorney General Kane has advanced the assertion that she was free to release the 2014 Memorandum, because she was not an interested party to the subject grand jury investigation due to her being a stay at home mother at the time of the 2009 grand jury, and additionally that she did not sign an Oath of Secrecy pertaining to the subject grand jury, and thus had not contractually imposed upon herself an

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Pennsylvania General Assembly

11/18/2015 04:14 PM

<http://www.legis.state.pa.us/cfdocs/legis/LI/consCheck.cfm?txtType=HTM&ttl=42&div=0&chpt=3&sctn=23&subscn=0>

[Home](#) / [Statutes of Pennsylvania](#) / [Consolidated Statutes](#) / Title 42

Title 42

 [Print](#)

§ 323. Powers.

Every court shall have power to issue, under its judicial seal, every lawful writ and process necessary or suitable for the exercise of its jurisdiction and for the enforcement of any order which it may make and all legal and equitable powers required for or incidental to the exercise of its jurisdiction, and, except as otherwise prescribed by general rules, every court shall have

power to make such rules and orders of court as the interest of justice or the business of the court may require.

in accordance to General Rules by Law Statute to Pennsylvania Stat

→ ① 1981 Attorney General Act

② Criminal Record Information Act "chrpt"

③ Office of Attorney General Act

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fact that the alleged leak involved secret information from an earlier grand jury is
irrelevant because supervising judges have an ongoing duty to protect the secrecy
of grand jury proceedings
Dauphin County therefore applies to the present case. Presented with
"colorable allegations or indications that the sanctity of the grand jury process
ha[d] been breached and those allegations warrant[ed] investigation," Supervising
Judge Carpenter's appointment of Carluccio as special prosecutor to investigate the
alleged leak of secret grand jury information was appropriate under this Court's
holding in *Dauphin County, Id.* at 504.
In addition, Section 323 of the Judicial Code and 4548 of the Grand Jury Act
authorized Judge Carpenter to appoint Carluccio as special prosecutor in this case.
See 42 Pa. C.S. §§ 323 and 4548.
Finally, Attorney General Kane's reliance on *Smith v. Gallagher* is
misplaced. The Court in that case held that the Judge who directed the
empanelment of a "special grand jury" in that case had no authority to do so.
There is no allegation in the present matter that the Thirty-Fifth Statewide Grand
Jury was improperly empanelled or that Supervising Judge Carpenter had no
authority to oversee it. *Smith* is thus inapplicable to the matter before the Court.
That Court's *dicta* regarding special prosecutors in the Commonwealth is no longer
valid: special prosecutors have been appointed in numerous cases in the six
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8. The Attorney General of the Commonwealth of Pennsylvania, or her designee in charge of the Thirty-Fifth Statewide Investigating Grand Jury, may apply, if necessary, to the Supervising Judge for an extension of the term of the Thirty-Fifth Statewide Investigating Grand Jury for an additional period of up to six months, if, at the end of its original term, the investigating grand jury determines by majority vote that it has not completed its business. The grand jury's term, including any extension thereof, shall not exceed 24 months from the date it was originally impaneled by the Supervising Judge.

violation

Very Important

OCT-5-2012 →
OCT-5-2014 ←

Ronald D. Castillo
RONALD D. CASTILLE
Chief Justice of Pennsylvania

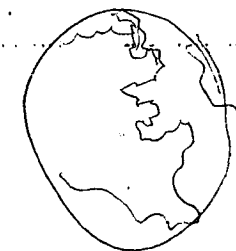
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ELIZABETH E. ZISK
CHIEF CLERK



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First Assistant Attorney General Bruce Beemer, former Senior Executive Deputy Attorney General Linda DeLoe, former First Assistant Attorney General Adrian R. King, Jr, Agent Peifer, and Chief Deputy Attorney General in charge of Appeal and Legal Services James Barker – all of whom agreed that the contents of the 2009 Memorandum and information from the 2009 Grand Jury investigation were subject to grand jury secrecy protection. Multiple witnesses also testified that the release of the materials was a clear violation of the Criminal History Records Information Act 18 Pa.C.S.A. §9106 (CHRIA).

It is noted that the 2009 Grand Jury investigation concluded without a presentment or indictment of Mondesire.

It is a prosecutor job not judge

(ii) MEETING WITH FIRST DEPUTY ATTORNEY GENERAL BRUCE BEEMER

Beemer

After Agent Peifer's initial conversation with Agent Miletto, a meeting was held with then Chief Deputy Attorney General Beemer (now First Assistant) who testified he reviewed the 2009 Memorandum and the information during the meeting and determined that the concerns of Agent Miletto were not worthy of additional attention. In reaching his conclusion, Chief Deputy A.G. Beemer acknowledged that there was no ongoing criminal investigation of Mondesire, as warranted by the conclusions reached by the 2009 Grand Jury, and there were issues with bringing charges against him due to the applicable statute of limitations.

Beemer testified,

"I remember thinking to myself I don't see how this is a problem for this Administration at all. In fact, what was being described to me seemed to be what I will call a 'dead case.' I mean, it was a grand jury investigation that as I understood it for what he was saying had led to one arrest. The individual, this Jerome Mondesire, had not been charged with anything."

The Right call

the answer court & public interest dead case

1/1

232

السب

2015

Very important



Unofficial Purdon's Pennsylvania Statutes from WestlawNext

[Home](#) [Table of Contents](#)

§ 4544. Convening multicounty investigating grand jury Purdon's Pennsylvania Statutes and Consolidated Statutes Title 42 Pa.C.S.A. Judiciary and Judicial Procedure

Purdon's Pennsylvania Statutes and Consolidated Statutes
Title 42 Pa.C.S.A. Judiciary and Judicial Procedure (Refs & Annos)
Part V. Administration of Justice Generally
Chapter 45. Juries and Jurors (Refs & Annos)
Subchapter D. Investigating Grand Juries (Refs & Annos)

42 Pa.C.S.A. § 4544

§ 4544. Convening multicounty investigating grand jury

Currentness

(a) **General rule.**--Application for a multicounty investigating grand jury may be made by the Attorney General to the Supreme Court. In such application the Attorney General shall state that, in his judgment, the convening of a multicounty investigating grand jury is necessary because of organized crime or public corruption or both involving more than one county of the Commonwealth and that, in his judgment, the investigation cannot be adequately performed by an investigating grand jury available under section 4543 (relating to convening county investigating grand jury). The application shall specify for which counties the multicounty investigating grand jury is to be convened. Within ten days of receipt of such application, the court shall issue an order granting the same. Failure by an individual justice to grant such application shall be appealable to the entire Supreme Court.

(b) **Contents of order.**--An order issued under subsection (a) shall:

(1) convene a multicounty investigating grand jury having Statewide jurisdiction, or jurisdiction over all counties requested in the application by the Attorney General;

(2) designate a judge of a court of common pleas to be the supervising judge over such multicounty investigating grand jury and provide that such judge shall with respect to investigations, presentments, reports, and all other proper activities of said investigating multicounty grand jury, have jurisdiction over all counties in the jurisdiction of said multicounty investigating grand jury;

(3) designate the counties which shall supply jurors and in what ratios;

(4) designate a location or locations for the multicounty investigating grand jury proceeding; and

(5) provide for such other incidental arrangements as may be necessary including the Commonwealth's share of expenses.

All matters to be included in such order shall be determined by the justice issuing the order in any manner which he deems appropriate, except that the Supreme Court may adopt general rules, consistent with the provisions of this section, establishing standard procedures for the convening of multicounty investigating grand juries.

(c) **Manner of impaneling.**--The multicounty investigating grand jury shall be impaneled in the manner provided or prescribed by law.

(d) **Effect on district attorneys.**--The impaneling of a multicounty investigating grand jury shall in no way diminish the responsibility and the authority of the district attorneys within their jurisdictions to investigate and prosecute organized crime or public corruption or both.

Credits

1980, Oct. 5, P.L. 693, No. 142, § 216(a)(2), effective in 60 days.

42 Pa.C.S.A. § 4544, PA ST 42 Pa.C.S.A. § 4544
Current through 2015 Regular Session Acts 1 to 61

END OF DOCUMENT

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IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE:

THE THIRTY-FIFTH STATEWIDE
INVESTIGATING GRAND JURY

SUPREME COURT OF PENNSYLVANIA
NO. 171 M.D.D MISC. KT 2012

MONTGOMERY COUNTY COMMON PLEAS
M.D. 2644-2012

NOTICE No # 123.

TO THE HONORABLE WILLIAM R. CARPENTER, SUPERVISING JUDGE:

PRESENTMENT No. # 60

We, the Thirty-Fifth Statewide Investigating Grand Jury, duly charged to inquire into offenses

against the criminal laws of the Commonwealth, have obtained knowledge of such matters from witnesses

sworn by the Court and testifying before us. We find reasonable grounds to believe that various

violations of the criminal laws have occurred. So finding with no fewer than twelve concurring, we do

hereby make this Presentment to the Court.

Foreperson - The Thirty-Fifth Statewide
Investigating Grand Jury

DATED: The 18 day of December, 2014

Presentment (35th Grand Jury)

Page #3 of 27

EXHIBIT B

violation

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A mendment →

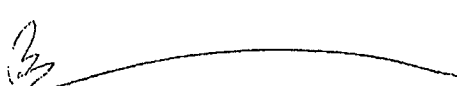
IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE: : SUPREME COURT OF PENNSYLVANIA
: NO. 171 M.D. MISC DKT. 2012
THE THIRTY-FIVE STATEWIDE :
: MONTGOMERY COUNTY COMMON PLEAS
INVESTIGATING GRAND JURY : M.D. 2644-2012
: NOTICE NO. 123

TO THE HONORABLE WILLIAM R. CARPENTER, SUPERVISING JUDGE:

PRESENTMENT #60

We, the Thirty-Fifth Statewide Investigating Grand Jury, authorize the Amendment of Presentment # 60 to properly reflect the name and citations to Obstructing Administration of Law or other Governmental Function 18 Pa. C.S.A. §5101 (pages 26, 27) and Official Oppression 18 Pa. C.S.A. §5301 (page 27).


FOREPERSON - The Thirty-Fifth Statewide
Investigating Grand Jury

DATED: The 19th day of December, 2014

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found to support
Judge Carpenter claim

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in part to violation to Supreme
court order - The Attorney General

Very important

No 176 not 171
violation

Look for

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE:

THE THIRTY-FIFTH STATEWIDE
INVESTIGATING GRAND JURY

SUPREME COURT OF PENNSYLVANIA
NO. 171 M.D.D MISC. KT 2012

MONTGOMERY COUNTY COMMON PLEAS
M.D. 2644-2012

NOTICE No # 123

171
2012
Date
2012
2644

ORDER SEALING PRESENTMENT NO. # 600

The Court has accepted Presentment No # 600. This Presentment shall be sealed and no person shall disclose a return of the Presentment except when necessary for issuance and execution of process, or as otherwise directed or permitted by Order of the Supervising Judge.

SO ORDERED this 19 day of December 2014.

12-19-2014

William R. Carpenter
Hon. William R. Carpenter
Supervising Judge

false
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forge

No Right ever granted in Accordance to the Law in which the Grand jury investigation start

Presentment (35th Grand Jury)

Page #1 of 27

to grant extension of time by the judge of the set Court

→ No Right for Judge Carpenter to sign + extend the time of PRESENTMENT No. 600

Violation

No Right ever granted for extension of time since the investigation grand jury started on October 4, 2012

Judge Carpenter Violated the Rules of Law by Sign the order of presentment No. 60 ~~from~~ Date of 19-December 2014
 → from the Date of 2012 to the Date of ~~2014~~

No Right to Extension of time

No Right to Sign must have

Approval from the Attorney General after the Date of March 4, 2014
^{super vis} because Judge time had been expiration March 4, 2014 ~~(unless their prior)~~

furd sign

No Right for the Court to accept presentment #60 because time for judge

Can he or most
Above by some one else
to himself not as the
Law requires ???

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE: : SUPREME COURT OF PENNSYLVANIA
THE THIRTY-FIVE STATEWIDE : NO. 171 M.D. MISC DKT. 2012
INVESTIGATING GRAND JURY :
: MONTGOMERY COUNTY COMMON PLEAS
: M.D. 2644-2012
: NOTICE NO. 123

ORDER ACCEPTING PRESENTMENT NO #60

I accept and approve of the Amendments to Presentment No #60.
SO ORDERED this 19th day of December, 2014.

BY THE COURT:


WILLIAM R. CARPENTER, J.
Supervising Judge

The Amendment to Extension for what
Accepted Violated Supreme Court order
because the right
for Attorney General
or Her Designation
as the Supreme
Court order

Violation
No Right to Amendments only granted to
The Attorney General
& Her Designation
because his term as a supervising judge
Has ended
No Right to Accept

to Reduction
page
3

35

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FILED UNDER SEAL

IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

IN RE:

THE THIRTY-FIFTH STATEWIDE
INVESTIGATING GRAND JURY

because limitation of statute
+ because limitation of Authority

SUPREME COURT DOCKET
NO. 197-MM-2014

MONTGOMERY COUNTY
COMMON PLEAS
NO. 2644-2012

197

we can not

OPINION

CARPENTER J.

attach his
case to old
case like that

DECEMBER 30, 2014

FACTUAL AND PROCEDURAL HISTORY

On May 29, 2014, this Court in its capacity as Supervising Judge of the Thirty-Fifth Statewide Investigating Grand Jury, found that there were "reasonable grounds to believe a further more substantive investigation" into allegations that statewide Grand Jury secrecy may have been compromised was warranted, and on that date this Court appointed Thomas E. Carluccio, Esquire as Special Prosecutor.

see you
No Right to Expire
No Right to Appoint special prosecutor

Specifically, the May 29, 2014 Order followed an in camera proceeding which established that there was a leak of secret Grand Jury information and that the leak most likely came from the Office of the Attorney General. Accordingly, I determined that the appointment of a Special Prosecutor was necessary and appropriate.

ISSUES

- I. Whether the appointment of a Special Prosecutor was proper.
- II. Whether the Quo Warranto Action is now moot.

yes Mote
improper

5

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the time has expire for
#197 MM 2014
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22

No Right Ended on October 5, 2014
If Judge Carpenter need any extension
of time, He then must ASKE the Attorney
General for Extension of time — [NO Extension of
time found in Accordance
IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT
to Supreme
Court Judge order

IN RE:

THE THIRTY-FIFTH STATEWIDE
INVESTIGATING GRAND JURY

PETITION OF: ATTORNEY GENERAL,
KATHLEEN G. KANE

SUPREME COURT OF PENNSYLVANIA
NO. 197 MM 2014

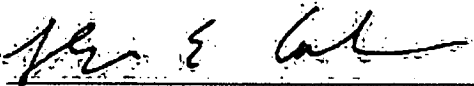
CERTIFICATE OF SERVICE

I, Thomas E. Carluccio, Esquire do hereby certify that a true and correct copy of the *Brief of Special
Prosecutor in Opposition to the Quo Warranto Action of Attorney General Kathleen G. Kane* has been filed of record
with the Pennsylvania Supreme Court, and a copy of which has been directed on the 18th day of February, 2015 by
first class U.S. Mail, postage prepaid to all parties in interest, and to Petitioner's legal counsel via email on this date by
agreement evidenced by the email exchange accompanied hereto, as follows:

Amil M. Minora, Esq.
700 Vine Street
Scranton, PA 18510

Gerald L. Shargel, Esq.
200 Park Avenue
New York, NY 10166

The Hon. William R. Carpenter
Court of Common Pleas of Montgomery County
P.O. Box 311
Norristown, PA 19404-0311


Thomas E. Carluccio, Esquire
Attorney I.D. No. #81858
Plymouth Greene Office Campus
1000 Germantown Pike, Suite D-3
Plymouth Meeting, PA 19464-2484
(484) 674-2899

Special Prosecutor of Investigating Grand Jury No. #35

the — interpretation of Law never granted the
interpreter to over rule nor over sided the
authority of Law by the elective
General Assembly as Regulator of Law in writing.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF MONTGOMERY

AFFIDAVIT

BEFORE ME, the undersigned, personally appeared Thomas E. Carluccio, Esq. ("Affiant"), who upon first being duly sworn by me, deposed upon her/his oath and stated as follows:

1. I, Thomas E. Carluccio, Esquire, am the Special Prosecutor to the 35th Statewide Grand Jury ("35th Investigating Grand Jury"), and the Affiant hereunder.

2. Memorandum prepared by William Davis, Esq. Deputy Attorney General and assigned Prosecutor to the 29th Investigating Grand Jury- I hereby state that the 35th Investigating Grand Jury received testimony from one or more witnesses that a Memorandum prepared by William Davis, Esq. Deputy Attorney General and assigned Prosecutor to the 29th Investigating Grand Jury was made available within an office environment to staff and/or others, where the Memorandum was subsequently reviewed and delivered to unauthorized persons, including members of the press.

3. Recorded and Transcribed Statement of Special Agent Michael Miletto - Moreover, I hereby state that 35th Investigating Grand Jury received testimony from one or more witnesses that a recorded and transcribed statement of Special Agent Michael Miletto pertaining to his activities and knowledge of particulars associated with the subject matter of the 29th Investigating Grand Jury was procured by one or more persons who did not participate in the said the 29th Investigating Grand Jury, and was subsequently reviewed and delivered to unauthorized persons, including members of the press.

4. For purposes of this Affidavit, I define the aforesaid Memorandum, and Recorded and Statement to be collectively referenced hereinafter as "Confidential Records" and are subject to prohibitions on their singular and collective disclosure to third persons by operation of 42 Pa.C.S. §4549(b).

5. The Confidential Records contain information which clearly identifies facts, witnesses and events which are part of the 29th Investigating Grand Jury, all of which is deemed part of the sealed record of such Grand Jury, and as such is secret and confidential, subject to disclosure upon application to the appropriate overseeing court.

6. Any disclosure of the Confidential Records or information thereto to unauthorized persons may represent criminal act(s) under 42 Pa.C.S. §4549(b). and/or 18 Pa.C.S. §5101.

7. It was disclosed to the 35th Investigating Grand Jury

8. Further,

v4b

Page # 1

The Allegation
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law or other governmental function, breach official duty, or engage in any other unlawful act.
Prosecutor of the state of Maryland
Carpenier to prosecute Kane
Her Charges Against

As stated above, Attorney General Kane engaged in conduct which permitted the release of 2009

Grand Jury investigatory information which was subject to grand jury secrecy protection.] This

Investigating Grand Jury heard testimony from many senior staff members of the OAG, both former and present, who stated that it was clear to them that the 2009 Memorandum and Miletto Transcript were both subject to grand jury secrecy.] *the tin of objection to the*

Attorney General Kane's disclosure of Grand Jury information constituted a breach of her official duty and constituted an unlawful act that impaired or perverted the administration of law or other governmental function.

Attorney General Kane also committed obstruction of justice by disclosing the Mondesire information by violating the Criminal History Records Information Act.

IV. CONCLUSION

Based upon the evidence we have obtained and considered, which establishes reasonable grounds and a *prima facie* case on the recommended charges above, we the members of the Thirty-Fifth Statewide Investigating Grand Jury, recommend that the District Attorney for Montgomery County institute appropriate criminal charges as recommended in this Presentment on the following charges:

- Perjury - 18 Pa.C.S.A. §4902
- False Swearing - 18 Pa.C.S.A. §4903
- Abuse of Office / Official Oppression - 53 Pa.C.S.A. §5301
- Obstructing the Administration of Law or Other Governmental Function - 53 Pa.C.S.A. §5101
- Contempt of Court - 42 Pa.C.S. §4549

Charges
Carpenier + His
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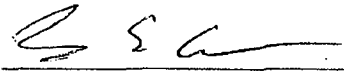
No Right to Issue Subpoena against Attorney General

Independent
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9. The purpose in seeking the testimony of Attorney General Kane under the subject subpoena, is to determine if Attorney Kane maintains direct or inferential information on matters pertaining to the unauthorized disclosure of the existence and contents of the Confidential Information including without limitation: (a) what persons were present at the subject staff meetings and/or conferences; (b) whether she or others were aware of the presence of the Confidential Information at such staff meetings and/or conferences; (c) whether she or others were aware that the Confidential Information was at all times deemed private and confidential due its inclusion into the evidence of the 29th Investigating Grand Jury; (d) to explore whether Attorney General Kane maintains information to assist the Grand Jury in determining if the Confidential Information was reviewed, copied, possessed, discussed and/or distributed among one or more unauthorized third persons; and (e) the identity of those person(s) who impermissibly disclosed the Confidential Information to members of the press or the general public.
10. Upon reasonable information and belief, the Affiant hereby asserts that Attorney General Kane be compelled to testify and subject herself through the issued subpoena to a reasonable line of questioning on those issues as aforementioned, together with questions on concerns that may arise in the development of her testimony and such testimony is proper and warranted under the circumstances.
11. The Affiant hereby certifies that the testimony of Attorney General Kane is either: directly relevant and material to the investigation undertaken by 35th Investigating Grand Jury; or upon information and reasonable belief will lead to relevant and material information relating to the unauthorized disclosure of the Confidential Information.
12. The Affiant hereby states that the service of a subpoena upon Attorney General Kane for her testimony is warranted under the circumstances, represents a good-faith basis for compelling such testimony, and that Affiant seeks such testimony for no other inappropriate basis.
13. Affiant herein verifies that the statements in this Affidavit are both truthful and correct to the best of his knowledge, information and belief. Further, Affiant acknowledges that the statements made herein may be subject to the penalties of 18 Pa. C.S.A. 4904 relating to the falsification to authorities.

violation to the Law


Thomas E. Carluccio, Esquire - Affiant
Special Prosecutor for the 35th Statewide Grand Jury

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 17 DAY
OF OCTOBER, 2014

violation


The Hon. William R. Carpenter

v4b

every and each investigation is open and
by Law of public Record
+ No Longer a Secret Law

Only Judge Carpenter
is granted a one judge to replace
him — No Right

2. Further investigation that would be required by the Special Prosecutor,
without the investigative and prosecutorial resources available to the District
Attorney, would be wasteful and duplicative;

ter
in panel

3. Attorney General Kane's Memorandum in Response raises issues of fact and
law which are better left for determination by the District Attorney after she
completes her investigation, and, in the event she determines to file charges
for violations of the Crime Code, by the regular criminal trial process, rather
than for the Special Prosecutor to proceed on the charge of Indirect Criminal

Contempt now.

BY THE COURT:

W.R. Carpenter

WILLIAM R. CARPENTER, J.
Supervising Judge

[Signature]
RICHARD P. HAAZ, J.
Judge

[Signature]
WILLIAM T. NICHOLAS, J.
Senior Judge

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March 4, 2015

FILED UNDER SEAL

IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

IN RE: THE THIRTY-FIFTH STATEWIDE
INVESTIGATING GRAND JURY

NO. 197 MM 2014

PETITION OF: ATTORNEY GENERAL,
KATHLEEN G. KANE

OPINION

CARPENTER J. agree

March 4, 2015

I agree with the Special Prosecutor's request that certain materials be
unsealed or at a minimum disclosed to the Pennsylvania Supreme Court prior to
argument on March 11, 2015.

Disclosure is necessary in order to rebut certain arguments which are not
founded on the true facts. Disclosure is necessary out of the fundamental necessity for
a fair argument.

Disclosure
All the information
is permitted
under the Law as Author

All Court Record
file are public

investigative grand jury as set by Law

BY THE COURT:

WRR [Signature]
WILLIAM R. CARPENTER J.
SUPERVISING JUDGE OF THE
THIRTY-FIFTH STATEWIDE
INVESTIGATING GRAND JURY

FILED
3/4/2015
Supreme Court
Middle District

IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

UNSEALED PER ORDER OF
THE COURT DATED
AUGUST 26, 2015

IN RE: : SUPREME COURT OF PENNSYLVANIA
THE THIRTY-FIFTH STATEWIDE : NO. 197 MM 2014
INVESTIGATING GRAND JURY :
:
:
:

SEALING ORDER

AND NOW, this 4th day of March, 2015, it is hereby ORDERED, that the attached Opinion be filed under seal with the Supreme Court of Pennsylvania until further Order of this Court.

BY THE COURT:



WILLIAM R. CARPENTER, J.
Supervising Judge

County Court & Attorney General

NOT FILED UNDER SEAL

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE:

THE THIRTY-FIVE STATEWIDE

INVESTIGATING GRAND JURY

CP-46-MD-0000926-2015

ORDER

AND NOW, this 27th day of April, 2015, The Grand Jury Act providing that the Supervising Judge "may" seal a presentment, but is not required to do so; and the reasons for sealing Presentment # 60 no longer existing; and the unsealing of Presentment # 60 having been requested;

Therefore, Presentment # 60 is ORDERED to be UNSEALED, and filed as a public document with the Clerk of Courts.

BY THE COURT:

William R. Carpenter
WILLIAM R. CARPENTER,
Supervising Judge

J.

*→ no right to file in
Court as ^{Supervising} Judge
time expire by Supreme
Court order*

*Violation
no right*

*Violation
expire*

*June 2013 only 2 years
June 2015 file in
Supreme Court*

17-2015
 Judge Carpenter is violating Rules of Law 2016
 P.M.C. Advantaged
 Precision made cartages

FILED UNDER SEAL

IN THE COURT OF COMMON PLEAS MONTGOMERY COUNTY, PA

IN RE:

THE THIRTY-FIFTH STATEWIDE
 INVESTIGATING GRAND JURY

SUPREME COURT OF PENNSYLVANIA
 NO. 197 M.D.D MISC. KT 2012

MONTGOMERY COUNTY COMMON PLEAS
 M.D. 2644-2012

17-15

ANSWER OF SPECIAL PROSECUTOR
 TO THE MOTION TO FILE UNDER SEAL THE QUO WARRANTO ACTION
 OF ATTORNEY GENERAL KATHLEEN G. KANE, INDIV.

Thomas E. Carluccio, Special Prosecutor to the Investigatory Grand Jury hereby answers
 the Motion to File under Seal the Quo Warranto Action filed by, Attorney General Kathleen G.
 Kane, Indiv., and states in support thereof as follows:

1. Admitted in part and Denied in part. It is admitted that Attorney General Kane,
 Indiv., has filed a Quo Warranto Action seeking, among other things, to quash the appointment
 of a Special Prosecutor to the Thirty-Fifth Statewide Investigating Grand Jury. However, any
 assertion that the said Action, and legal arguments thereunder, represents law that is dispositive
 to the underlying claims are denied.

2. Admitted in part and Denied in part. It is admitted that all proceedings associated
with the Thirty-Fifth Statewide Investigating Grand Jury together with pleadings presented to
both the Court of Common Pleas, Montgomery County, Pennsylvania and this Honorable Court,
which all effectively seek to challenge the establishment of the said Investigating Grand Jury and
the appointment of the Special Prosecutor - are under seal. It is denied that in the public interest

Page: 1


Building, you must have a person who his civil
 Right have been Violated. first not a Building



all such pleadings should remain under seal, and the Special Prosecutor advocates that such pleadings be made available to the public.

3. The representation in this Paragraph 3 merely references the Attorney Verification annexed to the Motion, and no response is required.

WHEREFORE, the Special Prosecutor advocates that the Motion to File under Seal the Quo Warranto Action (and its accompanying Memorandum of Law in Support thereof) be denied, and that all pleadings of record challenging the establishment of the said Investigating Grand Jury and the appointment of the Special Prosecutor be made available to the public.


Thomas E. Carluccio, Esquire
Attorney I.D. No. # 81858
Plymouth Greene Office Campus
1000 Germantown Pike, Suite D-3
Plymouth Meeting, PA 19464-2484
(484) 674-2899
Special Prosecutor of Investigating Grand Jury No. #35

DATED: 1/13/16

No Rights
for Court
or can't order

free
Campus
No trespass

Supreme Court never order Thomas E. Carluccio to Act as Special Prosecutor for the Investigating Grand Jury No #35

2016

VERIFICATION

I, Thomas E. Carluccio, Esq. as Special Prosecutor to the Investigating Grand Jury No #35

appointed by the Pennsylvania Supreme Court, hereby state that after due diligence and investigation into the operative events underlying the subject matter of the Motion to File under Seal the Quo Warranto Action (and its accompanying Memorandum of Law in Support thereof) filed of record with the Court by Attorney General Kathleen G. Kane, Indiv., I hereby represent that the averments set forth in the foregoing Answer to the said Motion are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. §4904 relating to unsworn falsification to authorities.

Thomas E. Carluccio, Esquire
Attorney I.D. No. # 81858
Plymouth Greene Office Campus
1000 Germantown Pike, Suite D-3
Plymouth Meeting, PA 19464-2484
(484) 674-2899
Special Prosecutor of Investigating Grand Jury No. #35

the order of the permission never grant by the Supreme Court and or from the Supreme Court in Appointed the persecution violation

False + Fraud + Claim + Lie + Justice + Crave + All Seeing + Eye

Harrisburg Pennsylvania Law & order

Liberty freedom Charges

U.S Right of way Authority

IBRANIM ALY

Reading Company

owner & trustor to

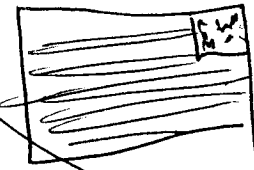
State Road

Jonestown Road

United States Union Land

Colonel Road

Dulphin County Road



5:10

11-27-2015

IN THE COURT OF COMMON PLEAS MONTGOMERY COUNTY, PA

IN RE:

THE THIRTY-FIFTH STATEWIDE
INVESTIGATING GRAND JURY

SUPREME COURT OF PENNSYLVANIA
NO. 176 M.D.D MISC. KT 2012

MONTGOMERY COUNTY COMMON PLEAS
M.D. 2644-2012

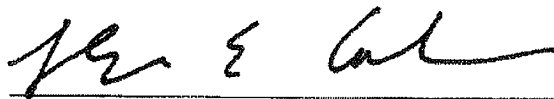
CERTIFICATE OF SERVICE

I, Thomas E. Carluccio, Esquire do hereby certify that a true and correct copy of the *Answer of Special Prosecutor to the Motion to File under Seal the Quo Warranto Action* has been filed of record with the Pennsylvania Supreme Court , and a copy of which has been directed on the 7th day of January, 2015 by first class U.S. Mail, postage prepaid, to all parties in interest, as follows:

Amil M. Minora, Esq.
700 Vine Street
Scranton, PA 18510

Gerald L. Shargel, Esq.
200 Park Avenue
New York, NY 10166

The Hon. William R. Carpenter
Court of Common Pleas of Montgomery
County
P.O. Box 311
Norristown, PA 19404-0311



Thomas E. Carluccio, Esquire
Attorney I.D. No. # 81858
Plymouth Greene Office Campus
1000 Germantown Pike, Suite D-3
Plymouth Meeting, PA 19464-2484
(484) 674-2899
Special Prosecutor of Investigating Grand Jury No. #35

any order by judge carpenter is
trash

CP 46-MD-0000926-2015
(http://www.newsworks.org)

★
11

~~ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED~~

NOT FILED UNDER SEAL

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE: : CP-46-MD-0000926-2015
:
THE THIRTY-FIVE STATEWIDE :
:
INVESTIGATING GRAND JURY :
:

ORDER

AND NOW, this 27th day of April, 2015, after consideration of Attorney General Kathleen G. Kane's MEMORANDUM IN RESPONSE TO THE ORDER DATED APRIL 10, 2015 AND THE AMENDED ORDER DATED APRIL 17, 2015, and after oral argument before the undersigned panel on April 27, 2015, [the circumstances surrounding the termination of James P. Barker, Esquire from his position in the Office of the Attorney General of Pennsylvania by Attorney General Kane] is hereby referred to the District Attorney of Montgomery County for further investigation of possible violations of the Crimes Code¹ for the following reasons:

1. The District Attorney is currently investigating the criminal charges presented by the Grand Jury against Attorney General Kane and the termination of Mr. Barker may well come within the scope of the District Attorney's ongoing investigation;

¹ 18 Pa CSA § 5301 – Official Oppression – Presented by the grand jury

18 Pa CSA § 4953.1 – Retaliation Against Prosecutor

copy
ctrl C — based
ctrl V

No grand jury ever found
only violation
court of common pleas superior court

grand jury has the authority to appoint a special prosecutor to oversee a grand jury's investigation into a breach of grand jury secrecy, and it has not filed any papers in the present action to the contrary. The OAG is also well aware that independent counsels have customarily been appointed to investigate allegations of criminal conduct by members of the OAG. A thorough review of the OAG's positions on the appointment of special prosecutors—both in the media and in the courts—has revealed only one member of the OAG that has ever argued that in the absence of the ICAA a special prosecutor cannot be appointed to investigate the individuals that were covered by the statute: Kathleen Kane, in her individual capacity.

when and start the case, not filed

It is telling that the OAG did not bring this *Quo Warranto* Action despite having the authority to do so.¹³ *Reed v. Harrisburg City Council*, 995 A.2d 1137, 1139 (Pa. 2010). The OAG could not have done so with a straight face. Instead, this *Quo Warranto* Action was brought by Kathleen Kane the individual, not Attorney General Kane, based on arguments that starkly contrast the positions of

working violation of law statute

¹³ After all, the Grand Jury investigation that Carluccio oversaw included testimony from several members of the OAG. All things being equal, each of those individuals—as well as the OAG—has the same interest as Kathleen Kane in the lawfulness of Judge Carpenter's appointment of Carluccio as special prosecutor. But all things are not equal. Kathleen Kane is the only employee of the OAG who was found to have allegedly committed perjury before the Grand Jury and leaked secret grand jury information. This inequality between Kathleen Kane and the members of the OAG who followed the law likely explains why Kathleen Kane had to hire private counsel to bring her *Quo Warranto* Action. Getting caught breaking the law is the only "special right or interest," (*id.*), that Kathleen Kane has apart from her colleagues and the office she heads in asking this Court to determine that Judge Carpenter's appointment of Carluccio was unlawful.

false charges & Accutation

private person
public person
Kane individual
Kane Attorney General

no Right to in par
3 Judge
see separate

Copies sent on April 27, 2015
By Electronic and Interoffice Mail to:

District Attorney Risa Vetri Ferman

Honorable William J. Furber, Jr., President Judge

Honorable Richard P. Haaz, Judge

Honorable William T. Nicholas, Senior Judge

20/5

By Electronic and Certified Mail to:

Attorney General Kathleen G. Kane
Pennsylvania Office of the Attorney General
16th Floor, Strawberry Square
Harrisburg, PA 17120

By Electronic and First Class Mail to:

Amil M. Minora, Esquire
700 Vine Street
Scranton, PA 18510

Gerald L. Shargel, Esquire
200 Park Avenue
New York, NY 10166

Thomas E. Carluccio, Esquire
1000 Germantown Pike
Suite D3
Plymouth Meeting, PA 19462

every Authority
is working in a frame
based on Rules and Regulations
Set by Law for
as directed and permitted by
Chiqu + Balance

COMMONWEALTH OF
PENNSYLVANIA
COUNTY OF MONTGOMERY

Magisterial District Number: *Case of*

MDJ Hon

Address:

Telephone:



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA

VS.

DEFENDANT:

(NAME and ADDRESS):

PATRICK

ROCCO

REESE

First Name

Middle Name

Last Name

Gen

939 MEADE STREET, DUNMORE, PA 18512

NCIC Extradition Code Type

☐ 1-Felony Full

☐ 5-Felony Pend.

☐ C-Misdemeanor Surrounding States

☐ Distance:

☐ 2-Felony Ltd.

☐ 6-Felony Pend. Extradition Determ.

☐ D-Misdemeanor No Extradition

☐ 3-Felony Surrounding States

☐ A-Misdemeanor Full

☐ E-Misdemeanor Pending

☐ 4-Felony No Ext.

☐ B-Misdemeanor Limited

☐ F-Misdemeanor Pending Extradition Determ.

DEFENDANT IDENTIFICATION INFORMATION

Docket Number

Date Filed

OTN/LiveScan Number

Complaint/Incident Number

SID

Request Lab Services?

☐ YES ☐ NO

08/06/2015

2015-1173

GENDER

DOB 08/14/1967

POB

Add'l DOB / /

Co-Defendant(s) ☐

☒ Male

First Name

Middle Name

Last Name

Gen.

☐ Female

AKA

☐ Black

☐ Native American

☐ Unknown

RACE

☒ White

☐ Asian

☒ Non-Hispanic

☐ Unknown

ETHNICITY

☐ Hispanic

☐ GRY (Gray)

☐ RED (Red/Auburn)

☐ SDY (Sandy)

☐ BLU (Blue)

☐ PLE (Purple)

☐ BRO (Brown)

☐ BLK (Black)

☐ ONG (Orange)

☐ WHI (White)

☒ XXX (Unk/Bald)

☐ GRN (Green)

☐ PNK (Pink)

HAIR COLOR

☐ BLN (Blonde / Strawberry)

☐ BLK (Black)

☐ BLU (Blue)

☒ BRO (Brown)

☐ GRN (Green)

☐ GRY (Gray)

☐ HAZ (Hazel)

☐ MAR (Maroon)

☐ PNK (Pink)

☐ MUL (Multicolored)

☐ XXX (Unknown)

EYE COLOR

Driver's License

State PA

License Number 21646639

Expires: 08/15/2016

WEIGHT (lbs)

DNA

☐ YES ☐ NO

DNA Location

FBI Number

MINU Number

HEIGHT (in)

Defendant's fingerprints

☐ YES ☐ NO

5 6

Fingerprints/Photo/Signature

DEFENDANT VEHICLE INFORMATION

Plate #

State

Hazmat ☐

Registration
Sticker (MM/YY)

/

Comm'l Veh.
Ind. ☐

School
Veh. ☐

Oth. NCIC Veh. Code

Reg.
same
as Def.
☐

VIN

Year

Make

Model

Style

Color

Office of the attorney for the Commonwealth ☒ Approved ☐ Disapproved because:

Attorney General

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

District Attorney Risa Vetri Ferman

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

08/06/2015

(Date)

I, DETECTIVE PAUL M. BRADBURY

(Name of the Affiant)

(PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of MONTGOMERY COUNTY DETECTIVE BUREAU

(Identify Department or Agency Represented and Political Subdivision)

PA0465200

(Police Agency ORI Number)

do hereby state: (check appropriate box)

is a Municipality in Gov.

1. ☒ I accuse the above named defendant who lives at the address set forth above

☐ I accuse the defendant whose name is unknown to me but who is described as

☐ I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have

therefore designated as John Doe or Jane Doe

with violating the penal laws of the Commonwealth of Pennsylvania at [208]

LOWER PROVIDENCE TWP

(Subdivision Code)

(Place/Political Subdivision)

AND/OR NORRISTOWN BOROUGH AND/OR HARRISBURG

in MONTGOMERY AND

[46,22]

on or about SEPTEMBER 9TH - DECEMBER 30TH 2014

DAUPHIN County

(County Code)

(Offense Date)

PC 412A - Rev. 12/14

Page 1 of

Police have a limited process - County

U.S. Right of Way Authority



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 08/06/2015	OTN/LiveScan Number	Complaint/Incident Number 2015-1173
Defendant Name	First: PATRICK	Middle: ROCCO	Last: REESE

2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
4. This complaint consists of the preceding page(s) numbered 1 through 3.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.
(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

AUGUST

06, 2015

(Date)

Paul M. Brantley
 (Signature of Affiant)

AND NOW, on this date AUGUST 6, 2015 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

Clerk of Common Pleas of
 Montgomery County
 (Magisterial District Court Number)

38-1

Will R. Caputo
 (Issuing Authority)

SEAL

void
no Right after the
Date of June, 2014 to Act
as Supervising Judge

no Authority is in force
to issuing any Court order
after the Day of termination,
June, 2014

only is investigating the right to
a file is granted to the state for
for investigation

[J-17-2015]

IN THE SUPREME COURT OF PENNSYLVANIA
MIDDLE DISTRICT

SAYLOR, C.J., EAKIN, BAER, TODD, STEVENS, JJ.

IN RE: THE THIRTY-FIFTH STATEWIDE : No. 197 MM 2014
INVESTIGATING GRAND JURY

PETITION OF: ATTORNEY GENERAL,
KATHLEEN G. KANE

ARGUED: March 11, 2015

OPINION ANNOUNCING THE JUDGMENT OF THE COURT

MR. CHIEF JUSTICE SAYLOR

DECIDED: March 31, 2015

Through the filing of an action in *quo warranto*, Pennsylvania Attorney General Kathleen G. Kane has asked this Court to quash the appointment of a special prosecutor investigating violations of grand jury secrecy requirements.

In the Spring of 2014, the supervising judge for the Thirty-Fifth Statewide Investigating Grand Jury found that there were reasonable grounds to believe that an investigation should be conducted into allegations that grand jury secrecy had been compromised. See generally 42 Pa.C.S. §4549(b) (providing that jurors, attorneys,

interpreters, stenographers, recording-device operators, or typists shall be sworn to secrecy and may disclose matters occurring before an investigating grand jury only when so directed by the court, on pain of sanctions for contempt). The supervising judge proceeded to appoint Thomas E. Carluccio, Esquire (the "Special Prosecutor"), to investigate and prosecute any illegal disclosures. The work of the Special Prosecutor culminated in a grand jury presentment recommending the filing of criminal charges against Attorney General Kane.

January 4S - Harrisburg - St. Louis
in winter 2016

Violation

أفتر

- there wasn't any grand jury
- no right for supervise judge
- process that

only Pennsylvania State
statute violation
in force. Section 323

grand jury. See *id.* §4548(a). Finally, supervising judges enjoy general powers required for or incidental to the exercise of jurisdiction. See 42 Pa.C.S. §323.

We view these provisions, collectively, as affording sufficient authorization to a supervising judge – and, in fact, as creating the necessity -- to appoint a special prosecutor in scenarios in which a grand jury may be considering potential criminal conduct on the part of an Attorney for the Commonwealth (as defined in the Investigating Grand Jury Act, see 42 Pa.C.S. §4542) or a closely affiliated official. Indeed, as the supervising judge and the Special Prosecutor presently argue, Section 323 serves to codify aspects of the courts' non-particularized powers, often referred to

as inherent, implied, and/or incidental in nature. (Notably, these have been relied upon, in many other jurisdictions, as support for the court appointments of special prosecutors.⁶ Although the structure imposed by the now-lapsed Independent Counsel

⁶ See, e.g., *Young v. U.S. ex rel. Vuitton et Fils S.A.*, 481 U.S. 787, 795, 107 S. Ct. 2124, 2131-32 (1987); *In re Disqualification of Cirigliano*, 826 N.E.2d 287, 288 (Ohio 2004) (“[C]ourts of common pleas possess inherent power to appoint special prosecutors in criminal matters.” (quoting *State ex rel. Master v. Cleveland*, 661 N.E.2d 180, 184 (Ohio 1996))); *State ex rel. Friedrich v. Circuit Court for Dane Cnty.*, 531 N.W.2d 32, 38 (Wis. 1995) (explaining that, “despite the existence of statutes authorizing circuit courts to appoint special prosecutors, the courts’ power to appoint special prosecutors is gleaned from the courts’ inherent power” (citation omitted)); *State v. Hoegh*, 632 N.W.2d 885, 890 (Iowa 2001) (“We confirm the inherent power of district courts to appoint special prosecutors when necessary for the administration of justice.”); *State ex rel. Goodwin v. Cook*, 248 S.E.2d 602, 607 (W. Va. 1978) (“Other jurisdictions confronted with the problem of the temporary disqualification of the prosecuting attorney have generally sanctioned the authority of the court, under its inherent power to administer the judicial system, to appoint a special prosecutor. . . . This appears to be the common law rule.” (citations omitted)); *Weems v. Anderson*, 516 S.W.2d 895, 898 (Ark. 1974) (observing that a circuit court had the inherent power to appoint a special prosecutor, notwithstanding the lack of specific statutory authority); *State v. Ellis*, 112 N.E. 98, 102 (Ind. 1916) (collecting cases for the proposition that a court has authority to appoint a special prosecutor, where the regular one was disqualified); *Taylor v. State*, 38 So. 380, 383-85 (Fla. 1905) (same); *State v. Eckelkamp*, 133 S.W.3d 72, 74 (Mo. Ct. App. 2004) (“[T]he power to appoint a special prosecutor is not limited by the statutory (continued...)”).

in accordance to Pennsylvania Constitution
the Author of the Law is only Pennsylvania General Assembly, not Right to use in Court in Pennsylvania
a Law per se from other states.
State of Pennsylvania
Law
(citations omitted)

use
only in PA Law
1987
only State of Pennsylvania Law

Young v US, Ohio 1996, Iowa - W.Va 1996, Law cases (citations omitted)



POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 08/06/2015	OTN/LiveScan Number	Complaint/Incident Number 2015-1173
Defendant Name	First: PATRICK	Middle: ROCCO	Last: REESE

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 - 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
------------------	--	---	---

<input checked="" type="checkbox"/>	1	4955		of the	18 PA C.S.A	1			
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
---------------------------------	--------------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (include the name of statute or ordinance): 18 PA. C.S.A. 4955 VIOLATION OF PROTECTIVE ORDERS

Acts of the accused associated with this Offense: Violated Protective Order issued on 27th day of August, 2014 by William R. Carpenter, Supervising Judge, that, among other things, provided "(4) Employees of the Office of the Attorney General shall not have have access to transcripts of proceedings before the Grand Jury or Supervising Judge, exhibits, or other information pertaining to the Special Prosecutor's investigation" by gaining access to information pertaining to the Special Prosecutors investigation. The Protective Order issued by Judge Carpenter was issued pursuant to section 4954.

is Right to issue protective order after the date to be judge? is terminated.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
------------------	--	---	---

<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
---------------------------------	--------------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
------------------	--	---	---

<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
---------------------------------	--------------------	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:

A222

flagler
for
IN T
MONTG

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE:

THE STATEWIDE

INVESTIGATING GRAND JURIES

No right to
order based on
end of contract
from date

Violation Date
Expire 18 Month
start from

: MONTGOMERY COUNTY COMMON PLEAS

**: In Re: Powers and Responsibilities of
: Special Prosecutor Exercising
: Extraordinary Jurisdiction; on Allegations that
: Secret Grand Jury or Related Information was
: Unlawfully and/or Negligently
: Accessed/Released/Compromised**

ORDER

AND NOW, this 29th day of May, 2014, after "preliminary investigation"; this court in its capacity as Supervising Judge of the 35th Statewide Investigating Grand Jury, finds there are reasonable grounds to believe a further more substantive investigation is warranted into allegations that statewide Grand Jury secrecy may have been compromised:

It is therefore ORDERED and DIRECTED by this Court in accordance with the authority vested in it by the 1078 Pennsylvania Investigating Grand Jury Act of 1978, 42 Pa. C.S. § 4541, *et seq.* and the procedural rules that followed (Pa.R.Crim.P 220, *et seq.*) as well as

relevant case law; that **THOMAS E. CARLUCCIO, ESQUIRE**, be and is hereby ~~granted~~ ⁽¹⁾ ~~granted~~ ⁽²⁾ ~~granted~~ ⁽³⁾ ~~granted~~ ⁽⁴⁾ ~~granted~~ ⁽⁵⁾ ~~granted~~ ⁽⁶⁾ ~~granted~~ ⁽⁷⁾ ~~granted~~ ⁽⁸⁾ ~~granted~~ ⁽⁹⁾ ~~granted~~ ⁽¹⁰⁾ ~~granted~~ ⁽¹¹⁾ ~~granted~~ ⁽¹²⁾ ~~granted~~ ⁽¹³⁾ ~~granted~~ ⁽¹⁴⁾ ~~granted~~ ⁽¹⁵⁾ ~~granted~~ ⁽¹⁶⁾ ~~granted~~ ⁽¹⁷⁾ ~~granted~~ ⁽¹⁸⁾ ~~granted~~ ⁽¹⁹⁾ ~~granted~~ ⁽²⁰⁾ ~~granted~~ ⁽²¹⁾ ~~granted~~ ⁽²²⁾ ~~granted~~ ⁽²³⁾ ~~granted~~ ⁽²⁴⁾ ~~granted~~ ⁽²⁵⁾ ~~granted~~ ⁽²⁶⁾ ~~granted~~ ⁽²⁷⁾ ~~granted~~ ⁽²⁸⁾ ~~granted~~ ⁽²⁹⁾ ~~granted~~ ⁽³⁰⁾ ~~granted~~ ⁽³¹⁾ ~~granted~~ ⁽³²⁾ ~~granted~~ ⁽³³⁾ ~~granted~~ ⁽³⁴⁾ ~~granted~~ ⁽³⁵⁾ ~~granted~~ ⁽³⁶⁾ ~~granted~~ ⁽³⁷⁾ ~~granted~~ ⁽³⁸⁾ ~~granted~~ ⁽³⁹⁾ ~~granted~~ ⁽⁴⁰⁾ ~~granted~~ ⁽⁴¹⁾ ~~granted~~ ⁽⁴²⁾ ~~granted~~ ⁽⁴³⁾ ~~granted~~ ⁽⁴⁴⁾ ~~granted~~ ⁽⁴⁵⁾ ~~granted~~ ⁽⁴⁶⁾ ~~granted~~ ⁽⁴⁷⁾ ~~granted~~ ⁽⁴⁸⁾ ~~granted~~ ⁽⁴⁹⁾ ~~granted~~ ⁽⁵⁰⁾ ~~granted~~ ⁽⁵¹⁾ ~~granted~~ ⁽⁵²⁾ ~~granted~~ ⁽⁵³⁾ ~~granted~~ ⁽⁵⁴⁾ ~~granted~~ ⁽⁵⁵⁾ ~~granted~~ ⁽⁵⁶⁾ ~~granted~~ ⁽⁵⁷⁾ ~~granted~~ ⁽⁵⁸⁾ ~~granted~~ ⁽⁵⁹⁾ ~~granted~~ ⁽⁶⁰⁾ ~~granted~~ ⁽⁶¹⁾ ~~granted~~ ⁽⁶²⁾ ~~granted~~ ⁽⁶³⁾ ~~granted~~ ⁽⁶⁴⁾ ~~granted~~ ⁽⁶⁵⁾ ~~granted~~ ⁽⁶⁶⁾ ~~granted~~ ⁽⁶⁷⁾ ~~granted~~ ⁽⁶⁸⁾ ~~granted~~ ⁽⁶⁹⁾ ~~granted~~ ⁽⁷⁰⁾ ~~granted~~ ⁽⁷¹⁾ ~~granted~~ ⁽⁷²⁾ ~~granted~~ ⁽⁷³⁾ ~~granted~~ ⁽⁷⁴⁾ ~~granted~~ ⁽⁷⁵⁾ ~~granted~~ ⁽⁷⁶⁾ ~~granted~~ ⁽⁷⁷⁾ ~~granted~~ ⁽⁷⁸⁾ ~~granted~~ ⁽⁷⁹⁾ ~~granted~~ ⁽⁸⁰⁾ ~~granted~~ ⁽⁸¹⁾ ~~granted~~ ⁽⁸²⁾ ~~granted~~ ⁽⁸³⁾ ~~granted~~ ⁽⁸⁴⁾ ~~granted~~ ⁽⁸⁵⁾ ~~granted~~ ⁽⁸⁶⁾ ~~granted~~ ⁽⁸⁷⁾ ~~granted~~ ⁽⁸⁸⁾ ~~granted~~ ⁽⁸⁹⁾ ~~granted~~ ⁽⁹⁰⁾ ~~granted~~ ⁽⁹¹⁾ ~~granted~~ ⁽⁹²⁾ ~~granted~~ ⁽⁹³⁾ ~~granted~~ ⁽⁹⁴⁾ ~~granted~~ ⁽⁹⁵⁾ ~~granted~~ ⁽⁹⁶⁾ ~~granted~~ ⁽⁹⁷⁾ ~~granted~~ ⁽⁹⁸⁾ ~~granted~~ ⁽⁹⁹⁾ ~~granted~~ ⁽¹⁰⁰⁾ ~~granted~~ ⁽¹⁰¹⁾ ~~granted~~ ⁽¹⁰²⁾ ~~granted~~ ⁽¹⁰³⁾ ~~granted~~ ⁽¹⁰⁴⁾ ~~granted~~ ⁽¹⁰⁵⁾ ~~granted~~ ⁽¹⁰⁶⁾ ~~granted~~ ⁽¹⁰⁷⁾ ~~granted~~ ⁽¹⁰⁸⁾ ~~granted~~ ⁽¹⁰⁹⁾ ~~granted~~ ⁽¹¹⁰⁾ ~~granted~~ ⁽¹¹¹⁾ ~~granted~~ ⁽¹¹²⁾ ~~granted~~ ⁽¹¹³⁾ ~~granted~~ ⁽¹¹⁴⁾ ~~granted~~ ⁽¹¹⁵⁾ ~~granted~~ ⁽¹¹⁶⁾ ~~granted~~ ⁽¹¹⁷⁾ ~~granted~~ ⁽¹¹⁸⁾ ~~granted~~ ⁽¹¹⁹⁾ ~~granted~~ ⁽¹²⁰⁾ ~~granted~~ ⁽¹²¹⁾ ~~granted~~ ⁽¹²²⁾ ~~granted~~ ⁽¹²³⁾ ~~granted~~ ⁽¹²⁴⁾ ~~granted~~ ⁽¹²⁵⁾ ~~granted~~ ⁽¹²⁶⁾ ~~granted~~ ⁽¹²⁷⁾ ~~granted~~ ⁽¹²⁸⁾ ~~granted~~ ⁽¹²⁹⁾ ~~granted~~ ⁽¹³⁰⁾ ~~granted~~ ⁽¹³¹⁾ ~~granted~~ ⁽¹³²⁾ ~~granted~~ ⁽¹³³⁾ ~~granted~~ ⁽¹³⁴⁾ ~~granted~~ ⁽¹³⁵⁾ ~~granted~~ ⁽¹³⁶⁾ ~~granted~~ ⁽¹³⁷⁾ ~~granted~~ ⁽¹³⁸⁾ ~~granted~~ ⁽¹³⁹⁾ ~~granted~~ ⁽¹⁴⁰⁾ ~~granted~~ ⁽¹⁴¹⁾ ~~granted~~ ⁽¹⁴²⁾ ~~granted~~ ⁽¹⁴³⁾ ~~granted~~ ⁽¹⁴⁴⁾ ~~granted~~ ⁽¹⁴⁵⁾ ~~granted~~ ⁽¹⁴⁶⁾ ~~granted~~ ⁽¹⁴⁷⁾ ~~granted~~ ⁽¹⁴⁸⁾ ~~granted~~ ⁽¹⁴⁹⁾ ~~granted~~ ⁽¹⁵⁰⁾ ~~granted~~ ⁽¹⁵¹⁾ ~~granted~~ ⁽¹⁵²⁾ ~~granted~~ ⁽¹⁵³⁾ ~~granted~~ ⁽¹⁵⁴⁾ ~~granted~~ ⁽¹⁵⁵⁾ ~~granted~~ ⁽¹⁵⁶⁾ ~~granted~~ ⁽¹⁵⁷⁾ ~~granted~~ ⁽¹⁵⁸⁾ ~~granted~~ ⁽¹⁵⁹⁾ ~~granted~~ ⁽¹⁶⁰⁾ ~~granted~~ ⁽¹⁶¹⁾ ~~granted~~ ⁽¹⁶²⁾ ~~granted~~ ⁽¹⁶³⁾ ~~granted~~ ⁽¹⁶⁴⁾ ~~granted~~ ⁽¹⁶⁵⁾ ~~granted~~ ⁽¹⁶⁶⁾ ~~granted~~ ⁽¹⁶⁷⁾ ~~granted~~ ⁽¹⁶⁸⁾ ~~granted~~ ⁽¹⁶⁹⁾ ~~granted~~ ⁽¹⁷⁰⁾ ~~granted~~ ⁽¹⁷¹⁾ ~~granted~~ ⁽¹⁷²⁾ ~~granted~~ ⁽¹⁷³⁾ ~~granted~~ ⁽¹⁷⁴⁾ ~~granted~~ ⁽¹⁷⁵⁾ ~~granted~~ ⁽¹⁷⁶⁾ ~~granted~~ ⁽¹⁷⁷⁾ ~~granted~~ ⁽¹⁷⁸⁾ ~~granted~~ ⁽¹⁷⁹⁾ ~~granted~~ ⁽¹⁸⁰⁾ ~~granted~~ ⁽¹⁸¹⁾ ~~granted~~ ⁽¹⁸²⁾ ~~granted~~ ⁽¹⁸³⁾ ~~granted~~ ⁽¹⁸⁴⁾ ~~granted~~ ⁽¹⁸⁵⁾ ~~granted~~ ⁽¹⁸⁶⁾ ~~granted~~ ⁽¹⁸⁷⁾ ~~granted~~ ⁽¹⁸⁸⁾ ~~granted~~ ⁽¹⁸⁹⁾ ~~granted~~ ⁽¹⁹⁰⁾ ~~granted~~ ⁽¹⁹¹⁾ ~~granted~~ ⁽¹⁹²⁾ ~~granted~~ ⁽¹⁹³⁾ ~~granted~~ ⁽¹⁹⁴⁾ ~~granted~~ ⁽¹⁹⁵⁾ ~~granted~~ ⁽¹⁹⁶⁾ ~~granted~~ ⁽¹⁹⁷⁾ ~~granted~~ ⁽¹⁹⁸⁾ ~~granted~~ ⁽¹⁹⁹⁾ ~~granted~~ ⁽²⁰⁰⁾ ~~granted~~ ⁽²⁰¹⁾ ~~granted~~ ⁽²⁰²⁾ ~~granted~~ ⁽²⁰³⁾ ~~granted~~ ⁽²⁰⁴⁾ ~~granted~~ ⁽²⁰⁵⁾ ~~granted~~ ⁽²⁰⁶⁾ ~~granted~~ ⁽²⁰⁷⁾ ~~granted~~ ⁽²⁰⁸⁾ ~~granted~~ ⁽²⁰⁹⁾ ~~granted~~ ⁽²¹⁰⁾ ~~granted~~ ⁽²¹¹⁾ ~~granted~~ ⁽²¹²⁾ ~~granted~~ ⁽²¹³⁾ ~~granted~~ ⁽²¹⁴⁾ ~~granted~~ ⁽²¹⁵⁾ ~~granted~~ ⁽²¹⁶⁾ ~~granted~~ ⁽²¹⁷⁾ ~~granted~~ ⁽²¹⁸⁾ ~~granted~~ ⁽²¹⁹⁾ ~~granted~~ ⁽²²⁰⁾ ~~granted~~ ⁽²²¹⁾ ~~granted~~ ⁽²²²⁾ ~~granted~~ ⁽²²³⁾ ~~granted~~ ⁽²²⁴⁾ ~~granted~~ ⁽²²⁵⁾ ~~granted~~ ⁽²²⁶⁾ ~~granted~~ ⁽²²⁷⁾ ~~granted~~ ⁽²²⁸⁾ ~~granted~~ ⁽²²⁹⁾ ~~granted~~ ⁽²³⁰⁾ ~~granted~~ ⁽²³¹⁾ ~~granted~~ ⁽²³²⁾ ~~granted~~ ⁽²³³⁾ ~~granted~~ ⁽²³⁴⁾ ~~granted~~ ⁽²³⁵⁾ ~~granted~~ ⁽²³⁶⁾ ~~granted~~ ⁽²³⁷⁾ ~~granted~~ ⁽²³⁸⁾ ~~granted~~ ⁽²³⁹⁾ ~~granted~~ ⁽²⁴⁰⁾ ~~granted~~ ⁽²⁴¹⁾ ~~granted~~ ⁽²⁴²⁾ ~~granted~~ ⁽²⁴³⁾ ~~granted~~ ⁽²⁴⁴⁾ ~~granted~~ ⁽²⁴⁵⁾ ~~granted~~

investigate and prosecute to the maximum extent authorized by law any offenses related to
any alleged illegal disclosure of information protected by the law and/or intentional and/or

any alleged illegal disclosure of information protected by the law and/or intentional and/or

3. - it is further order by the court
next

What the Law authorized
for the State in Accordance
to ALL the Law

negligent violations and rules of Grand Jury secrecy as to a former Statewide Investigating Grand Jury, such as; not on Attorney General

1. 42 Pa. C.S. § 4549(b) Disclosure of proceedings by participants other than witnesses... not Apply to Ken because [all such persons shall be sworn to secrecy, and shall be in contempt of court if they disclose/reveal any information which they are sworn to keep secret.] not on Attorney General

2. 18 Pa. C.S. § 5101 Obstructing administration of law or other governmental function - "a person commits a misdemeanor of the second degree if he intentionally obstructs, impairs or perverts the administration of law or other governmental function by force, violence, physical interference or obstacle, breach of official duty.

3. Any other applicable offense. not Apply on Attorney General

It is FURTHER ORDERED by the Court that the Special Prosecutor:

1. Shall use any appropriate currently empaneled Grand Jury to investigate any alleged or suspected violations of secrecy or concomitant crimes related to such.
2. Shall have the right to request an application for an immunity order from the Attorney General.
3. Shall have the right to employ all appropriate resources including a minimum of one investigator and if necessary, one support staff.

All violation must be as judge of Supreme Court order in Kelly

8. Shall be removed from the position of Special Prosecutor only by the personal action of the Grand Jury Judge and/or the Pa Supreme Court.

the commonwealth does not have any rights to pay the money of the special prosecutor back to the Department of Treasury

9. Shall be appointed for a period not to exceed six months from today, unless the Special Prosecutor makes a written request to the Court for an extension setting forth the reasons for the extension.

10. The Special Prosecutor shall be compensated at the rate of \$65.00 an hour to be paid by the Commonwealth of Pennsylvania. The investigator/support staff chosen by the Special Prosecutor shall be compensated at the rate of \$20.00 an hour. All those seeking compensation shall keep detailed records of time and services rendered. All shall provide the Supervising Grand Jury Judge with a monthly accounting of time/services rendered.

PLUS BON -> jail time 2015

Commonwealth of Pennsylvania

11. Shall provide the Supervising Grand Jury Judge with periodic summaries of any progress.

12. Submit a report addressed to the Pennsylvania Supreme Court, and the Supervising Grand Jury Judge, setting forth any findings and recommendations on any proposed statutory, rulemaking or recommended practices that would preserve the critical requirement of secrecy in Grand Jury proceedings as well as insuring the rights of defendants to a fair trial and maintaining the integrity of our Grand Juries.

only the Elected Official "Legislator" granted that Right by Law statute ~~from~~ never granted to Judge

chief justice of Supreme Court
over sees his assignment job
to the Supreme Court cases but not
to judge carpenter
private
Lawyer.

BY THE COURT:

~~William R. Carpenter~~
WILLIAM R. CARPENTER, J.
Supervising Judge

Copies sent on May 29, 2014

By First Class Mail to:

Chief Justice Ronald D. Castille

Pennsylvania Attorney General Kathleen G. Kane

Thomas E. Carluccio, Esquire

(SS)

No Judge
have any
Rights to
use the
Court & Statute
in his own
benefits
with out regard to
rules & Law.

violation
not Right
granted to Common Pleas Court
Judge to contact in mail
fraud the office of
Chief Justice of Supreme Court
in matter involving a
case in Common Pleas Court
created problem of no right

that was
the assignment to the Governor or the order
the AGAG commission to investigate only
otherwise All other investigation
done by the AGAG
AS enacted
in 1980
Act

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE:

THE THIRTY-FIVE STATEWIDE

INVESTIGATING GRAND JURY

SUPREME COURT OF PENNSYLVANIA
NO. 171 M.D. MISC DKT. 2012

MONTGOMERY COUNTY COMMON PLEAS
M.D. 2644-2012

NOTICE NO. 123

ordered

on
December
19-2014

that was under
the order of the old

Attorney General Name →
ORDER ACCEPTING PRESENTMENT NO #60

A. The Court finds Presentment No #60 of the Thirty-Fifth Statewide Investigating Grand Jury is within the authority of said Grand Jury and is in accordance with the provisions of this Investigating Grand Jury Act, 42 Pa.C.S. §4541, et seq. Further find that the determination of the Thirty-Fifth Statewide Investigating Grand Jury is supported by Probable Cause and establishes a Prima Facie case against Attorney General Kathleen Kane. Accordingly, this Presentment is accepted by the Court.

B. The County conducting the trial of all charges pursuant to this Presentment shall be Montgomery County.

C. The District Attorney for Montgomery County, or her designee, is hereby authorized to prosecute as recommended in the Presentment by instituting appropriate criminal proceedings in the aforesaid County.

SO ORDERED this 19th day of December, 2014.

BY THE COURT:

WILLIAM R. CARPENTER,
Supervising Judge

J.

EXHIBIT C

Under Arrest

This must be
Under the order first from the Kane
the Attorney General

No Right 1-4

B

A1

There was no Grand Jury
in paneling, in violation of
supreme court order
parameters 4, 5, 6, 7

IN THE COURT OF COMMON PLEAS
MONTGOMERY COUNTY, PENNSYLVANIA

IN RE:

THE THIRTY-FIVE STATEWIDE
INVESTIGATING GRAND JURY

: SUPREME COURT OF PENNSYLVANIA
: NO. 171 M.D. MISC DKT. 2012
:
: MONTGOMERY COUNTY COMMON PLEAS
: M.D. 2644-2012
:
: NOTICE NO. 123

ORDER ACCEPTING PRESENTMENT NO #60

A. The Court finds Presentment No #60 of the Thirty-Fifth Statewide Investigating Grand Jury is within the authority of said Grand Jury and is in accordance with the provisions of this Investigating Grand Jury Act, 42 Pa.C.S. §4541, *et seq.* Further I find that the determination of the Thirty-Fifth Statewide Investigating Grand Jury is supported by Probable Cause and establishes a Prima Facie case against Attorney General Kathleen Kane. Accordingly, this Presentment is accepted by the Court.

B. The County conducting the trial of all charges pursuant to this Presentment shall be Montgomery County.

C. The District Attorney for Montgomery County, or her designee, is hereby authorized to prosecute as recommended in the Presentment by instituting appropriate criminal proceedings in the aforesaid County.

SO ORDERED this 19th day of December, 2014.

BY THE COURT:

WILLIAM R. CARPENTER,
Supervising Judge

J.

No Right to
give order because

his time as Supervising Judge has expired on ~~June~~ - 2014

→ only the Right granted to the Attorney General
to summon & conduct the trial use & the case.

2015
4-october 2012
4-october 2014
No Right date
EXPIRE